

FEDERAL REGISTER

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TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans [FHA Instruction 401.1]

PART 311—BASIC REGULATIONS

SUBPART A—GENERAL

CHANGE IN INTEREST RATES

Section 311.5 (b) in Title 6, Code of Federal Regulations (16 F. R. 7917), is amended to revise § 311.5 (b) (1) (iii) and (2) (ii), and add new § 311.5 (b) (1) (iv) and (2) (iii) as follows, to reflect an increase in interest rates for Farm Ownership loans approved after September 17, 1954:

§ 311.5 Terms of loans. * * *

(b) Interest rates. * * *

(1) For direct Farm Ownership loans, the interest rates per annum on the unpaid principal are as follows:

(iii) Four percent (4%) on loans approved subsequent to June 18, 1948, and prior to September 18, 1954.

(iv) Four and one-half percent (4½%) on loans approved subsequent to September 17, 1954.

(2) For insured Farm Ownership loans, the interest rates per annum on the unpaid principal are as follows:

(ii) Three percent (3%) on loans approved subsequent to June 18, 1948, and prior to September 18, 1954.

(iii) Three and one-half percent (3½%) on loans approved subsequent to September 17, 1954. The Administrator and individual lenders may agree on the making of these loans at a lower interest rate.

(Sec. 41 (1), 50 Stat. 529, 60 Stat. 1066; 7 U. S. C. 1015 (1). Interprets or applies sec. 3 (b) 2, 50 Stat. 523, 60 Stat. 1074, 62 Stat. 534, 68 Stat. 525, sec. 12 (c) (4), 60 Stat. 1076, 62 Stat. 534, 68 Stat. 525, sec. 44 (b), 60 Stat. 1069; 7 U. S. C. 1003 (b) (2), 1005b (c) (4), 1018 (b))

Issued this 8th day of October 1954.

[SEAL] H. C. SMITH,
Acting Administrator,
Farmers Home Administration.

[F. R. Doc. 54-8054; Filed, Oct. 13, 1954;
8:45 a. m.]

TITLE 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

Subchapter C—Regulations and Standards Under the Farm Products Inspection Act

PART 70—GRADING AND INSPECTION OF POULTRY AND EDIBLE PRODUCTS THEREOF AND UNITED STATES CLASSES, STANDARDS, AND GRADES WITH RESPECT THERETO

APPLICATION FOR INSPECTION OF DRESSED POULTRY AND EDIBLE PRODUCTS THEREOF FOR CONDITION AND WHOLESOMENESS

The amendment to the regulations governing the grading and inspection of poultry and edible products thereof and United States classes, standards, and grades with respect thereto (7 CFR Part 70), hereinafter promulgated, is pursuant to authority contained in the Agricultural Marketing Act of 1946 (60 Stat. 1087; 7 U. S. C. 1621 et seq.). The amendment revises the application form for inspection service by establishing an overtime charge at the rate of \$3.65 per hour. In addition, a night differential charge is also provided to cover services performed during the hours of 6 p. m. to 6 a. m. These additional charges are necessary in view of recent legislation which changed the overtime rates for Federal employees.

It is hereby found that it would be impracticable and contrary to the public interest to give preliminary notice and engage in public rule making procedures with respect to this amendment or to postpone the effective date of the amendment until thirty (30) days after publication in the FEDERAL REGISTER for the reasons that (1) legislation authorizes increased salary payment for overtime work and also provides that the services be self-supporting insofar as practicable; (2) increased costs of performing the services will go into effect on November 7, 1954; and (3) the services provided herein are permissive and the industry does not require additional time in order to comply with this amendment.

The amendment hereinafter set forth is promulgated to become effective on November 1, 1954.

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FEDERAL REGISTER

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The amendment is as follows:	
Delete paragraph (a) (1) (iii) through (x) of § 70.416 <i>Application for inspection of dressed poultry and edible products thereof for condition and wholesomeness</i> and substitute, in lieu thereof, the following subdivisions:	
(iii) A charge of (a) \$116.00 per 40-hour work week for each inspector assigned to the designated plant by AMS for the inspection of dressed poultry at the time of evisceration; (b) \$98.00 per 40-hour work week for each inspector assigned to the designated plant by AMS	

for the inspection of canning or other processing of poultry food products; and (c) \$68.00 per 40-hour work week for each inspector assigned to the designated plant by AMS for the inspection of products for condition: *Provided*, That, with respect to each inspector who is employed by AMS on a "when actually employed" basis, such charges shall be computed on the appropriate hourly basis: *Provided, further*, That, no charge shall be made hereunder for any inspector during any period of leave approved by AMS for such inspector;

(iv) A charge of \$3.65 per hour for each hour of overtime work performed by each inspector assigned to any type of operation described in subdivision (iii) of this subparagraph: *Provided*, That, any unscheduled overtime work performed by an inspector on a day when no work is scheduled for him, or for which he is required to return to his place of employment, shall be considered to be at least two hours in duration.

(v) A night differential charge of 10 percent of the inspector's basic hourly salary rate of compensation for each hour of any regularly scheduled work between the hours of 8:00 p. m. and 6:00 a. m.;

(vi) A charge at double the applicable hourly rate (weekly rates specified in subdivision (iii) of this subparagraph divided by 40) for any inspection service performed by an inspector on a designated holiday;

(vii) A charge for the actual cost to AMS of the travel and per diem in lieu of subsistence with respect to each inspector who is assigned to the designated plant but whose travel headquarters is not at the designated plant, such charge to cover the period during which each such inspector is assigned to the designated plant, and travel to and from the designated plant in connection with such assignment;

(viii) A charge at the sole discretion of AMS of an amount not in excess of the actual cost to the AMS of the travel (including the cost of movement of household goods and dependents) and per diem in lieu of subsistence with respect to each inspector who is transferred from another official plant to the designated plant, when the inspector's travel headquarters is changed to the designated plant at the time of such transfer;

(ix) A charge for the actual cost to AMS of the travel and per diem in lieu of subsistence with respect to each inspector who is assigned to the designated plant and whose travel headquarters is at the designated plant, if at the request of the designated plant, such inspector is reassigned temporarily to another official plant, such charge to cover the period during which each such inspector is reassigned to the other plant, and the travel to and from the designated plant in connection with such reassignment;

(x) A charge in an amount equal to nine and one-half (9.5) percent of the amounts prescribed in subdivisions (iii), (iv), (v), (vi), (vii), (viii), and (ix) of this subparagraph to cover approximate overhead for administrative and other

costs and expenses incurred by AMS in rendering inspection service pursuant to the aforesaid regulations: *Provided*, That, after the inspection service is inaugurated in the designated plant, the minimum charge for each calendar month shall be \$25.00;

(xi) The applicant shall also, upon receipt of an invoice therefor, at the inauguration of the inspection service pursuant hereto, make an advance payment in an amount to cover the estimated average cost of inspection in the designated plant for a period of one month. The advance payment will be applied to the final bill and any balance due the applicant will be refunded on termination of this contract;

(xii) The charges and credits specified in subdivisions (iii), (iv), (v), (vi), (vii), (viii), (ix), (x), and (xiii) of this subparagraph shall be billed at the end of each calendar month. The charge for each 8-hour day, for the services of any inspector, shall be at the rate of one-fifth of the applicable charge for each 40-hour work week, as provided in subdivision (iii) of this subparagraph. Overtime and night differential charges (when applicable) shall be billed at the rates specified in subdivisions (iv) and (v) of this subparagraph; and

(xiii) The applicant will be given credit when inspectors assigned to the applicant's official plant perform inspection for the Department of Defense on products accepted for delivery by the applicant to the Department of Defense. The amount of such credit will be based on a formula concurred in jointly by the Departments of Defense and Agriculture. (Sec. 205, 60 Stat. 1090; 7 U. S. C. 1624)

Issued at Washington, D. C., this 8th day of October 1954.

[SEAL] ROY W. LENNARTSON,
Deputy Administrator,
Agricultural Marketing Service.

[F. R. Doc. 54-8052; Filed, Oct. 13, 1954;
8:45 a. m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Grapefruit Reg. 97]

PART 955—GRAPEFRUIT GROWN IN ARIZONA; IN IMPERIAL COUNTY, CALIFORNIA; AND IN THAT PART OF RIVERSIDE COUNTY, CALIFORNIA, SITUATED SOUTH AND EAST OF THE SAN GORGONIO PASS

LIMITATION OF SHIPMENTS

§ 955.358 *Grapefruit Regulation 97—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 55, as amended (7 CFR Part 955), regulating the handling of grapefruit grown in the State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of the San Geronio Pass, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations

of the Administrative Committee (established under the aforesaid amended marketing agreement and order), and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date. The Administrative Committee held an open meeting on September 30, 1954, to consider recommendations for a regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; information regarding the provisions of the regulation recommended by the committee has been disseminated to shippers of grapefruit, grown as aforesaid, and this section, including the effective time thereof, is identical with the recommendation of the committee; it is necessary, in order to effectuate the declared policy of the act, to make this section effective on the date hereinafter set forth so as to provide for the regulation of the handling of the grapefruit at the start of this marketing season; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) *Order.* (1) During the period beginning at 12:01 a. m., P. s. t., October 17, 1954, and ending at 12:01 a. m., P. s. t., December 19, 1954, no handler shall ship:

(i) Any grapefruit of any variety grown in the State of Arizona; in Imperial County, California; or in that part of Riverside County, California, situated south and east of the San Geronio Pass unless such grapefruit are at least fairly well colored, and otherwise grade at least U. S. No. 2; or

(ii) From the State of California or the State of Arizona (a) to any point outside thereof in the United States, any grapefruit, grown as aforesaid, which are of a size smaller than 3 1/16 inches in diameter, or (b) to any point in Canada, any grapefruit, grown as aforesaid, which are of a size smaller than 3 3/16 inches in diameter ("diameter" in each case to be measured midway at a right angle to a straight line running from the stem to the blossom end of the fruit), except that a tolerance of 5 percent, by count, of grapefruit smaller than the foregoing minimum sizes shall be permitted which tolerance shall be applied in accordance with the provisions for

the application of tolerance, specified in the revised United States Standards for Grapefruit (California and Arizona), §§ 51.925 to 51.955 of this title: *Provided*, That, in determining the percentage of grapefruit in any lot which are smaller than $3\frac{1}{16}$ inches in diameter, such percentage shall be based only on the grapefruit in such lot which are of a size $4\frac{1}{16}$ inches in diameter and smaller; and in determining the percentage of grapefruit in any lot which are smaller than $3\frac{1}{16}$ inches in diameter, such percentage shall be based only on the grapefruit in such lot which are of a size $3\frac{1}{16}$ inches in diameter and smaller.

(2) As used in this section, "handler," "variety," "grapefruit," and "ship" shall have the same meaning as when used in said amended marketing agreement and order; and the terms "U. S. No. 2" and "fairly well colored" shall each have the same meaning as when used in the revised United States Standards for Grapefruit (California and Arizona), §§ 51.925 to 51.955 of this title.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: October 11, 1954.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F. R. Doc. 54-8096; Filed, Oct. 13, 1954;
8:55 a. m.]

[Avocado Order 3, Amdt. 3]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

MATURITY REGULATION

Findings. (1) Pursuant to the marketing agreement and Order No. 69 (7 CFR Part 969; 19 F. R. 3439) regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that, as hereinafter set forth, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restrictions on the han-

dling of the Booth 7 variety of avocados grown in South Florida.

It is, therefore, ordered as follows: The provisions in paragraph (b) (1) of § 969.303 (Avocado Order 3, as amended; 19 F. R. 5469; 5967) as pertains to the variety Booth 7 in Columns 2, 3, and 4, respectively, of the table contained therein, are hereby terminated.

Effective time. The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., October 15, 1954.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: October 12, 1954.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F. R. Doc. 54-8114; Filed, Oct. 13, 1954;
8:53 a. m.]

[Avocado Order 4, Amdt. 2]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

MATURITY REGULATION

Findings. (1) Pursuant to the marketing agreement and Order No. 69 (7 CFR Part 969; 19 F. R. 3439) regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that, as hereinafter set forth, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than October 15, 1954. The present regulations, if continued in effect, would permit avocados of the Booth 5 and Booth 7 varieties to be shipped on and after October 15, 1954. A reasonable determination as to the time of maturity of avocados must await the development of the crop thereof, and adequate information thereon was not available to the Avocado Administrative Committee until October 9, 1954; determinations as to the time of maturity of the varieties of

avocados covered by this amendment were made at a telephone meeting of said committee on October 9, 1954, after consideration of all available information relative to the time of bloom and growing conditions for such avocados, at which time the recommendations and supporting information for the amendment to the maturity regulation was submitted to the Department; such telephone meeting was held to consider recommendation for such amended regulation; the provisions of this amendment are identical with the aforesaid recommendations of the committee and information concerning such provisions has been disseminated among the handlers of avocados; and compliance with the provisions of this amended regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

It is, therefore, ordered as follows: (1) The table contained in paragraph (b) (2) of § 969.304 (Avocado Order 4, as amended; 19 F. R. 5967) is hereby amended to read as follows:

(1) Variety	(2) Beginning Date
Black Prince.....	Oct. 1, 1954.
Rue.....	Oct. 1, 1954.
Simpson.....	Oct. 1, 1954.
Collin Red.....	Oct. 15, 1954.
Sherman.....	Oct. 15, 1954.
Booth 5.....	Nov. 1, 1954.
Booth 7.....	Nov. 1, 1954.
Booth 7-B.....	Nov. 1, 1954.
Booth 10.....	Nov. 1, 1954.
Booth 11.....	Nov. 1, 1954.
Blakeman.....	Nov. 1, 1954.
Winslowson.....	Nov. 1, 1954.
Dunedin.....	Nov. 15, 1954.
Linda.....	Dec. 1, 1954.
Eagle Rock.....	Feb. 1, 1955.
McDonald.....	Feb. 1, 1955.
Schmidt.....	Feb. 1, 1955.

Effective time. The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., October 15, 1954.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: October 12, 1954.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F. R. Doc. 54-8113; Filed, Oct. 13, 1954;
8:53 a. m.]

PART 984—HANDLING OF WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

CONTROL PERCENTAGES

Correction

In Federal Register Document 54-7964, appearing at page 6511 of the issue for Saturday, October 9, 1954, the first sentence of the second paragraph should read: "On September 20, 1954, the Walnut Control Board which administers the amended agreement and order met to review the estimates and control percentages recommendations which it had made at its August 20, 1954, meeting."

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Effective upon publication in the FEDERAL REGISTER, paragraph (a) of § 6.147 is amended as set out below:

§ 6.147 *National Advisory Committee for Aeronautics.* (a) Two alien scientists having special qualifications in the field of aeronautical research where such employment is deemed by the Chairman of the National Advisory Committee for Aeronautics to be necessary in the public interest.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633; E. O. 10440, 18 F. R. 1823, 3 CFR 1953 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 54-8094; Filed, Oct. 13, 1954; 8:55 a. m.]

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

UNITED STATES INFORMATION AGENCY

Effective upon publication in the FEDERAL REGISTER, paragraph (i) is added to § 6.363 as set out below.

§ 6.363 *United States Information Agency.* * * *

(i) One Staff Assistant to the Special Assistant to the Director.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633; E. O. 10440, 18 F. R. 1823, 3 CFR 1953 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] WM. C. HULL,
Executive Assistant.

[F. R. Doc. 54-8095; Filed, Oct. 13, 1954; 8:55 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign Commerce, Department of Commerce

Subchapter B—Export Regulations

[7th Gen. Rev. of Export Regs. Amdt. 10]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

NONFERROUS COMMODITIES, INCLUDING ORES, CONCENTRATES, OR UNREFINED PRODUCTS

Section 373.41 *Nonferrous commodities, including ores, concentrates, or unrefined products* is amended in the following particulars:

Paragraph (e) *Nickel-bearing cobalt and alloy scrap* is amended to read as follows:

(e) *Nickel-bearing alloy and cobalt scrap*—(1) *Nickel-bearing alloy scrap.* Applications for licenses to export con-

taminated nickel-bearing alloy scrap, Schedule B No. 654502, containing more than 67 percent nickel, and applications to export nickel-bearing stainless steel scrap, Schedule B No. 654502, shall be supported by evidence of commercial unsalability in the domestic market, as provided in subparagraph (3) of this paragraph.

(2) *Nickel-bearing cobalt scrap.* Applications for licenses to export nickel-bearing cobalt scrap, Schedule B No. 664526, Type S-816 only (alloy containing 19-21 percent nickel, 19-21 percent chrome, and 40-44 percent cobalt) shall be supported by evidence of commercial unsalability in the domestic market, as provided in subparagraph (3) of this paragraph.

(3) *Evidence of commercial unsalability.* As required in subparagraphs (1) and (2) of this paragraph, the exporter must submit evidence of commercial unsalability in the domestic market. This evidence may be in the form of a letter or other statement from the applicant, supplier, or persons to whom the scrap was offered for sale. Such evidence must be adequate to demonstrate that the scrap has been offered for sale without success in the normal domestic market at reasonable and competitive prices. It shall include, as a minimum, the names and addresses of the potential users to whom the scrap has been offered, the terms at which it has been offered and the reasons for rejection of offers to sell.

This amendment shall become effective as of October 13, 1954.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 67 Stat. 62; 50 U. S. C. App. Supp. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9619, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

LORING K. MACY,
Director,

Bureau of Foreign Commerce.

[F. R. Doc. 54-8098; Filed, Oct. 13, 1954; 8:58 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter I—Commodity Exchange Authority (Including Commodity Exchange Commission), Department of Agriculture

PART 1—GENERAL REGULATIONS UNDER THE COMMODITY EXCHANGE ACT

REPORTS BY PERSONS LOCATED OUTSIDE OF THE UNITED STATES AND ITS TERRITORIES WHO CARRY ACCOUNTS FOR OTHERS

By virtue of the authority vested in the Secretary of Agriculture under sections 41 and 8a (5) of the Commodity Exchange Act, as amended (7 U. S. C. 61, 12a (5)), and pursuant to notice published in the FEDERAL REGISTER on June 4, 1954, and August 4, 1954 (19 F. R. 3307, 4879), Part 1 of Chapter I of Title 17, Code of Federal Regulations, is hereby amended by adding immediately after § 1.46 the following new section, to be designated as § 1.47, the intent and purpose of which is to extend to persons located outside of the United States and

its territories, who carry accounts for other persons trading in commodity futures on contract markets in the United States, the same reporting requirements relating to the forms enumerated in § 1.47 (a) (1) as are applicable to registered futures commission merchants and contract market members within the United States or its territories:

§ 1.47 *Reports by persons located outside of the United States and its territories who carry accounts for others.* (a) Every person located outside of the United States and its territories who shall carry for another person any account in any commodity future resulting from any transaction made on or subject to the rules of a contract market:

(1) Shall report such account to the Commodity Exchange Authority whenever the open contracts therein are equal to or in excess of the applicable amount fixed by the Secretary of Agriculture, for reporting purposes, in §§ 2.20, 3.20, 4.20, 5.20, 6.20, 7.20, 8.20, 9.20, 10.20, and 11.20 of this chapter. Such account shall be reported on:

Form 201 (grain), Form 701 (millfeeds), Form 301 (cotton), Form 801 (wool and wool tops), Form 401 (butter), Form 901 (fats), Form 501 (eggs), Form 1001 (oils), or Form 601 (potatoes), Form 1101 (meals)

as the case may be, and identified on Form 102, in conformity with the provisions of:

§§ 2.04 to 2.09 (grain), §§ 7.04 to 7.09 (millfeeds), §§ 3.04 to 3.09 (cotton), §§ 8.04 to 8.09 (wool & wool tops), §§ 4.04 to 4.09 (butter), §§ 9.04 to 9.09 (fats), §§ 5.04 to 5.09 (eggs), §§ 10.04 to 10.09 (oils), and §§ 6.04 to 6.09 (potatoes), §§ 11.04 to 11.09 (meals)

respectively, the provisions of which are hereby made applicable to persons subject to the provisions of this section: *Provided, however,* That such reports may, at the election of the person required to file the same, be transmitted weekly to the Commodity Exchange Authority, and

(2) Shall report from time to time, as called upon by the Act Administrator, all accounts carried by him in any commodity future, resulting from any transaction made on or subject to the rules of a contract market, which show open contracts in any future equal to or in excess of the amount specified in the call. Such accounts shall be reported in accordance with the instructions contained in the call.

(b) The provisions of this section shall not apply to any person if the persons for whom he carries accounts in commodity futures, resulting from transactions made on or subject to the rules of a contract market, are fully identified, and the details concerning such transactions are recorded, on the books and records of a registered futures commission merchant within the United States or its territories.

Cross references. Insert the following cross reference after §§ 2.09, 3.09, 4.09, 5.09, 6.09, 7.09, 8.09, 9.09, and 11.09 of this chapter:

CROSS REFERENCE: For requirements pertaining to reports by persons located outside of the United States and its territories who

carry accounts for others, see § 1.47 of this chapter.

This amendment shall become effective on the thirtieth day after the date of publication in the FEDERAL REGISTER. (Sec. 8a, as added by sec. 10, 49 Stat. 1500; 7 U. S. C. 12a)

Issued this 11th day of October 1954.

[SEAL]

EARL L. BUTZ,
Assistant Secretary.

[F. R. Doc. 54-8097; Filed, Oct. 13, 1954;
8:56 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter II—Foreign Operations Administration

[FOA Reg. 4]

PART 204—GUARANTIES UNDER THE MUTUAL SECURITY ACT OF 1954

- Sec.
204.1 Definitions.
204.2 Scope of this part.
204.3 Application for guaranties and place of filing.
204.4 Designation of Export-Import Bank of Washington as agent.
204.5 Effect of making investment prior to issuance of guaranty.
204.6 Saving clause.
204.7 Transitory provision.

AUTHORITY: §§ 204.1 to 204.7 issued under Sec. 413, Pub. Law 665, 83d Cong.

§ 204.1 *Definitions.* (a) The "act" means the Mutual Security Act of 1954, Public Law 665, 83d Congress.

(b) "FOA" means the Foreign Operations Administration.

(c) "Director" means the Director of the Foreign Operations Administration.

(d) "FOA guaranties" means guaranties of investments pursuant to section 413 (b) (4) of the act (other than guaranties of investments in enterprises producing or distributing informational media).

§ 204.2 *Scope of this part.* This part covers FOA guaranties, which may be made in accordance with this part in furtherance of the purposes of the act and to encourage and facilitate participation by private enterprise in achieving such purposes.

§ 204.3 *Applications for guaranties and place of filing.* Applications for FOA guaranties should be made in writing to the Investment Guaranties Branch, FOA, Washington 25, D. C. There is no prescribed form of application, but published information on current policies of the guaranty program, including the contents of applications, may be obtained on request from FOA. Each applicant will be notified in writing when his application has been found to be complete and is accepted for processing.

§ 204.4 *Designation of Export-Import Bank of Washington as agent.* Export-Import Bank of Washington is hereby designated by the Director as his agent, upon such terms as may be specified by the Director, to issue in its name, and to administer, FOA guaranties.

§ 204.5 *Effect of making investment prior to issuance of guaranty.* The pur-

pose of the guaranty provisions of the act is to stimulate private investment from the United States which contributes to the objectives of the act. Ordinarily this purpose is not served by issuing a guaranty on an investment which has already been made. Accordingly, the making of an investment by an applicant prior to the issuance of a guaranty covering such investment shall be grounds on which the application may be denied. However, after an application has been filed and accepted as complete, the investor may obtain a statement in writing from FOA which will permit him to proceed with the investment without prejudice to the application on the above grounds.

§ 204.6 *Saving clause.* The Director may waive, withdraw, or amend at any time or from time to time any or all of the provisions of this part.

§ 204.7 *Transitory provision.* (a) Guaranties and statements provided for in the last sentence of § 204.5 previously issued under authority of section 111 (b) (3) of the Economic Cooperation Act of 1948, as amended, and section 520 of the Mutual Security Act of 1951, as amended, and pursuant to ECA Regulation 4 issued by the Economic Cooperation Administration, as amended, or MSA Regulation 4 issued by the Mutual Security Agency, as amended, and FOA Regulation 4 issued by the Foreign Operations Administration, are reaffirmed and will continue in effect subject to the terms and conditions thereof.

(b) This revision of FOA Regulation 4 will take effect on October 15, 1954.

HAROLD E. STASSEN,
Director,

Foreign Operations Administration.

[F. R. Doc. 54-8084; Filed, Oct. 13, 1954;
8:49 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

Subchapter A—Income and Excess Profits Taxes
[T. D. 6107; Regs. 118, Regs. 111, T. D. 5642]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

PART 37—CARRY-OVERS OF RAILROADS

PART 39—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1951

On July 14, 1954, a notice of proposed rule making was published in the FEDERAL REGISTER (19 F. R. 4327) to conform Regulations 118 (26 CFR (1939) Part 39) and Regulations 111 (26 CFR (1939) Part 29) to section 205 (a) and Treasury Decision 5642 (26 CFR (1939) Part 37) to section 205 (b), respectively, of the Technical Changes Act of 1953, approved August 15, 1953. No objections to the rules proposed having been received within the 30 days following such publication, the amendments set forth below are hereby adopted:

PARAGRAPH 1. Section 39.121-122 is amended by:

(A) Inserting immediately preceding subsection (c) of section 122 the following:

(E) *Loss for taxable years of corporations beginning in 1947 and ending in 1948.* * * *

(F) *Loss in case of corporations whose first taxable year began in 1949 and ended in 1950.* If the first taxable year of a corporation began in 1949 and ended in 1950, and if the corporation had a net operating loss for such first taxable year, there shall be a net operating loss carry-over for the fourth and fifth succeeding taxable years. The amount of such carry-over shall be determined in accordance with the first sentence of subparagraph (B); except that—

(i) Such carry-over for the fourth succeeding taxable year shall not exceed so much of such net operating loss as is allocable to 1950, and

(ii) Such carry-over for the fifth succeeding taxable year shall not exceed the amount by which the carry-over for the fourth succeeding taxable year (as limited by clause (i) of this sentence) exceeds the net income for the fourth succeeding taxable year computed as provided in clauses (i) and (ii) of the first sentence of subparagraph (B).

For the purposes of the preceding sentence, the portion of the net operating loss which is allocable to 1950 shall be an amount which bears the same ratio to such loss as the number of days in the taxable year after December 31, 1949, bears to the total number of days in the taxable year.

(B) Inserting "; sec. 205 (a) (1), Technical Changes Act 1953" before the closing bracket of the historical note following section 122.

PAR. 2. Section 39.122-4 (a) (2) is amended to read as follows:

(2) The number of taxable years to which a net operating loss may be carried back and carried over are as follows (subject to the exception set forth below):

Net operating loss for a taxable year beginning—		May be carried back to the following preceding taxable years	May be carried over to the following succeeding taxable years
After—	Before—		
Dec. 31, 1948	Jan. 1, 1950	2	3
Dec. 31, 1949	-----	1	4

The exception referred to above is that in the case of a corporation whose first taxable year began in 1949 and ended in 1950, a net operating loss sustained in such first taxable year may be carried over to the five succeeding taxable years in lieu of the three succeeding taxable years shown above. See paragraph (b) of this section for the portion of the loss which may be carried over to the fourth and fifth succeeding taxable years.

PAR. 3. Section 39.122-4 (b) is amended by adding the following new sentences at the end of the material which precedes the example: "In the case of a corporation whose first taxable year began in 1949 and ended in 1950 and which had a net operating loss for such first taxable year, the portion of such loss, otherwise determined under the provisions of this paragraph, which may be carried over to the fourth succeeding taxable year shall not exceed that amount which bears the same ratio to the loss as the number of days after December 31, 1949, in the taxable year of the loss bears to the total number of days in such taxable year. The portion of such loss which may be carried over

to the fifth succeeding taxable year shall not exceed the amount by which the carry-over for the fourth succeeding taxable year, determined as provided in the preceding sentence, exceeds the net income, if any (computed as provided in paragraph (c) of this section), for such fourth succeeding taxable year."

PAR. 4. There is inserted immediately preceding § 29.122-1 the following:

SEC. 205. NET OPERATING LOSS CARRY-OVERS (TECHNICAL CHANGES ACT OF 1953, APPROVED AUGUST 15, 1953).

(a) Amendment of section 122 (b) (2). (1) Section 122 (b) (2) (relating to net operating loss carry-over) is hereby amended by adding after subparagraph (D) the following new subparagraphs:

(E) Loss for taxable years of corporations beginning in 1947 and ending in 1948. If a corporation (other than a corporation which commenced business after December 31, 1945) has a net operating loss for a taxable year beginning in 1947 and ending in 1948, subparagraph (C) shall apply as if the taxable year began after December 31, 1947; except that the net operating loss carry-over for the third succeeding taxable year shall not exceed that amount which bears the same ratio to the net operating loss as the number of days in the taxable year after December 31, 1947, bears to the total number of days in the taxable year.

(F) Loss in case of corporations whose first taxable year began in 1949 and ended in 1950. If the first taxable year of a corporation began in 1949 and ended in 1950, and if the corporation had a net operating loss for such first taxable year, there shall be a net operating loss carry-over for the fourth and fifth succeeding taxable years. The amount of such carry-over shall be determined in accordance with the first sentence of subparagraph (B); except that—

(i) Such carry-over for the fourth succeeding taxable year shall not exceed so much of such net operating loss as is allocable to 1950, and

(ii) Such carry-over for the fifth succeeding taxable year shall not exceed the amount by which the carry-over for the fourth succeeding taxable year (as limited by clause (i) of this sentence) exceeds the net income for the fourth succeeding taxable year computed as provided in clauses (i) and (ii) of the first sentence of subparagraph (B).

For the purposes of the preceding sentence, the portion of the net operating loss which is allocable to 1950 shall be an amount which bears the same ratio to such loss as the number of days in the taxable year after December 31, 1949, bears to the total number of days in the taxable year.

(2) Subparagraph (A) of section 122 (b) (2) is hereby amended by striking out "subparagraph (D)," and inserting in lieu thereof "subparagraphs (D) and (E)."

(3) The amendment made by paragraph (2), and subparagraph (E) of section 122 (b) (2) of the Internal Revenue Code as added by paragraph (1), shall apply with respect to taxable years ending after December 31, 1947. Subparagraph (F) of section 122 (b) (2) of the Internal Revenue Code as added by paragraph (1) shall apply with respect to taxable years ending after December 31, 1949.

PAR. 5. Section 29.122-4 (a), as amended by Treasury Decision 5963, approved December 16, 1952, is further amended by changing the second paragraph thereof to read as follows:

The number of taxable years to which a net operating loss may be carried back

and carried over are as follows (subject to the four exceptions set forth below):

Net operating loss for a taxable year beginning—		May be carried back to the following preceding taxable years	May be carried over to the following succeeding taxable years
After—	Before—		
Dec. 31, 1938	Jan. 1, 1942	None	2
Dec. 31, 1941	Jan. 1, 1948	2	2
Dec. 31, 1947	Jan. 1, 1950	2	3
Dec. 31, 1949	-----	1	6

(1) The first exception referred to above is that a net operating loss may not be carried back to any taxable year beginning prior to January 1, 1941; (2) the second exception referred to above is that in the case of a corporation which commenced business after December 31, 1945, the net operating loss for any taxable year beginning after December 31, 1946, and before January 1, 1948, may be carried over to the three succeeding taxable years in lieu of the two succeeding taxable years shown above. The date the corporation commenced business shall be determined for the purpose of this exception under the rules provided in the regulations promulgated under section 445, relating to the computation of the average base period net income in the case of new corporations. See § 40.445-1 of this chapter (Regulations 130); (3) the third exception referred to above is that in the case of a corporation which commenced business before January 1, 1946, the net operating loss for a taxable year beginning in 1947 and ending in 1948 may be carried over to the three succeeding taxable years in lieu of the two succeeding taxable years shown above. The date the corporation commenced business shall be determined in the same manner as in the case of the second exception provided in subparagraph (2) of this paragraph. See paragraph (b) of this section for the portion of the loss which may be carried over to the third succeeding taxable year; (4) the fourth exception referred to above is that in the case of a corporation whose first taxable year began in 1949 and ended in 1950, a net operating loss sustained in such first taxable year may be carried over to the five succeeding taxable years in lieu of the three succeeding taxable years shown above. See paragraph (b) of this section for the portion of the loss which may be carried over to the fourth and fifth succeeding taxable years.

PAR. 6. Section 29.122-4 (b), as amended by Treasury Decision 5963, approved December 16, 1952, is further amended by adding the following new sentences at the end of the first paragraph thereof: "In the case of a corporation which commenced business before January 1, 1946, and which had a net operating loss for a taxable year beginning in 1947 and ending in 1948, the portion of such loss, otherwise determined under the provisions of this paragraph, which may be carried over to the third succeeding taxable year shall not exceed that amount which bears the same ratio to the loss as the number of days after December 31, 1947, in the taxable year

of the loss bears to the total number of days in such taxable year. In the case of a corporation whose first taxable year began in 1949 and ended in 1950 and which had a net operating loss for such first taxable year, the portion of such loss, otherwise determined under the provisions of this paragraph, which may be carried over to the fourth succeeding taxable year shall not exceed that amount which bears the same ratio to the loss as the number of days after December 31, 1949, in the taxable year of the loss bears to the total number of days in such taxable year. The portion of such loss which may be carried over to the fifth succeeding taxable year shall not exceed the amount by which the carry-over for the fourth succeeding taxable year, determined as provided in the preceding sentence, exceeds the net income, if any (computed as provided in paragraph (c) of this section), for such fourth succeeding taxable year."

PAR. 7. There is inserted immediately preceding § 37.1 the following:

SEC. 205. NET OPERATING LOSS CARRY-OVERS (TECHNICAL CHANGES ACT OF 1953, APPROVED AUGUST 15, 1953).

(b) Successor Railroad Corporations. (1) Subsection (c) of the first section of the Act of July 15, 1947 (61 Stat. 324), relating to allowance to successor railroad corporations of benefits of certain carry-overs of predecessor corporations, is hereby amended to read as follows:

(c) For the purposes of this section, if the period, beginning on the first day of the taxable year of the predecessor corporation in which the acquisition occurred and ending on the last day of the taxable year of the successor corporation in which the acquisition occurred, is not more than twelve months, then—

(1) If such net operating loss or unused excess profits credit was for a taxable year beginning before January 1, 1948, the number of succeeding taxable years to which such net operating loss or unused excess profits credit is a carry-over shall be three (instead of two, as respectively provided in section 122 (b) (2) (A) and section 710 (c) (3) (B) of such code); and

(2) If such net operating loss was for a taxable year beginning after December 31, 1947, and before January 1, 1950, the number of succeeding taxable years to which such net operating loss is a carry-over shall be four (instead of three, as provided in section 122 (b) (2) (C) of such code);

and such regulations shall prescribe (as nearly as possible in the manner respectively prescribed in sections 122 (b) (2) and 710 (c) (3) (B) of such code with respect to a net operating loss or an unused excess profits credit, as the case may be, for such taxable year) the amount to be carried over to the last of such succeeding taxable years.

(2) The amendment made by paragraph (1) shall be effective as if included in such Act of July 15, 1947, at the time of its enactment.

PAR. 8. Section 37.1 is amended as follows:

(A) By striking the heading and first sentence of paragraph (c) and inserting in lieu thereof the following:

(c) Special rule where taxable years of predecessor and successor in which acquisition occurred begin and end in the same period of not more than 12 months—(1) Taxable year of loss or un-

used credit beginning before January 1, 1948. (i) Under subsection (c) of section 1 of the act it is possible to have a carry-over for three taxable years from a taxable year which begins before January 1, 1948.

(B) By redesignating subparagraphs (2) through (6) as subdivisions (i) through (vi) of subparagraph (1) and by redesignating subdivisions (i), (ii), and (iii) in subparagraph (1) thereof as (a), (b), and (c), respectively.

(C) By adding at the end thereof the following new subparagraph:

(2) *Taxable year of loss beginning after December 31, 1947, and before January 1, 1950.* Under subsection (c) of section 1 of the act it is possible to have a net operating loss carry-over for four taxable years from a taxable year beginning after December 31, 1947, and before January 1, 1950. The provisions of subsection (c) of section 1 shall be applied in such case in accord with the principles provided in subparagraph (1) of this paragraph with respect to the carry-overs from a taxable year beginning before January 1, 1948.

(53 Stat. 32, 468; 26 U. S. C. 62, 3791)

[SEAL] O. GORDON DELK,
Acting Commissioner
of Internal Revenue.

Approved: October 7, 1954.

M. B. FOLSOM,
Acting Secretary of the Treasury.

[F. R. Doc. 54-8065; Filed, Oct. 13, 1954;
8:49 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XVI—Selective Service System

[Amdt. 56]

PART 1670—RECORDS ADMINISTRATION IN FEDERAL RECORD DEPOTS

SUPPLYING INFORMATION FROM RECORDS

The Selective Service Regulations are hereby amended as follows:

1. a. Subparagraphs (1), (3), and (17) of paragraph (b) of § 1670.31 are amended to read as follows:

§ 1670.31 *Supplying information to Federal agencies and officials.* * * *

(b) * * *

(1) *Veterans' Administration.* The Veterans' Administration may obtain such information upon the request of (i) the Administrator of Veterans' Affairs, (ii) the Deputy Administrator, (iii) the Assistant Administrator for Administration, (iv) the Chief, Office Services Division, (v) the Manager, Veterans' Benefits Office, District of Columbia, (vi) a Manager of a District Office, (vii) a Director, Claims Service, District Office, or (viii) a Manager or an Adjudication Officer of a Regional Office or Center with Regional Office activities.

(3) *Department of the Army.* The Department of the Army may obtain such information upon the request of (i) the Administrative Assistant to the

Secretary of the Army, (ii) the Executive Officer or the Secretary-Recorder of the Army Discharge Review Board, Washington, D. C., (iii) the Assistant Secretary-Recorder of the Army Discharge Review Board, St. Louis, Missouri, (iv) the Chairman of the Army Board on Correction of Military Records, (v) the Chief, Security Group, Intelligence Division, General Staff, United States Army, (vi) Personnel of the Counter Intelligence Corps, United States Army, (vii) the Adjutant General, (viii) the Commanding Officer, Military Personnel Records Center, St. Louis, Missouri, (ix) the Chief, Repatriation Records Branch, Office of the Quartermaster General, (x) the Chief, Personnel Branch, National Guard Bureau, (xi) the Adjutant General, Headquarters, First Army, (xii) the Executive Officer, Military Personnel Procurement Division, Headquarters, Second Army, (xiii) the Records Administrator, Headquarters, Third Army, (xiv) the Adjutant General, Headquarters, Fourth Army, (xv) the Selective Service Liaison Officer, Headquarters, Fifth Army, (xvi) the Adjutant General, Headquarters, Sixth Army, (xvii) the Adjutant General, Headquarters, Military District of Washington, (xviii) the Executive Officer, Army Finance Center, (xix) an Agent of the Criminal Investigation Division, Office of the Provost Marshal General, (xx) a Provost Marshal or an Agent of the Criminal Investigation Division of the Military District of Washington or of the First, Second, Third, Fourth, Fifth or Sixth Army, or (xxi) the Adjutant General, U. S. Army Pacific.

(17) *Department of the Air Force.* The Department of the Air Force may obtain such information upon the request of (i) the Administrative Assistant to the Secretary of the Air Force, (ii) the Air Adjutant General, (iii) the Chief of the Personnel Records Service, Office of the Air Adjutant General, (iv) the Director, Procurement and Industrial Planning, Office of Deputy Chief of Staff, Materiel, (v) the Air Provost Marshal, the Chief of the Office of Special Investigations, or the District Commander of an office of Special Investigations District Office, Office of the Inspector General, (vi) the Judge Advocate General, United States Air Force, (vii) the Chief of Air Force Chaplains, (viii) the Chief of the Professional Division or the Chief of the Medical Personnel Division, Office of the Air Surgeon, (ix) the Director of Military Personnel, Office of Deputy Chief of Staff, Personnel, (x) the Director, Procurement and Industrial Planning, Headquarters, Air Materiel Command, (xi) the Commanding General, the Director of Personnel, or the Commander of the Air Reserve Records Center, Continental Air Command, (xii) the Commanding General, Air Training Command, (xiii) the Commanding General, First Air Force, (xiv) the Commanding General, Fourth Air Force, (xv) the Commanding General, Tenth Air Force, or (xvi) the Commanding General, Fourteenth Air Force.

b. Two new subparagraphs (20) and (21) are added to paragraph (b) of § 1670.31 to read as follows:

(20) *Department of Health, Education, and Welfare.* The Department of Health, Education, and Welfare may obtain such information upon the request of the Director, a Chief of an Area Office, or a Manager of a Field Office of the Bureau of Old-Age and Survivors' Insurance.

(21) *United States Information Agency.* The United States Information Agency may obtain such information upon the request of (i) the Administrator, or (ii) the Chief or an Agent of the Office of Security.

2. Subparagraphs (28), (33), and (50) of paragraph (b) of § 1670.32 are amended to read as follows:

§ 1670.32 *Supplying information to officials and agencies of States, the District of Columbia, Territories and possessions of the United States.* * * *

(b) * * *

(28) *State of Nebraska.* The officials of the State of Nebraska authorized to obtain such information are (i) the Adjutant General, (ii) the Secretary of State, (iii) the Attorney General, (iv) the Commissioner of Labor, and the Director of the Division of Placement and Unemployment Insurance, Department of Labor, (v) the State Engineer, (vi) the Director of Health, (vii) the Superintendent of Public Safety, Law Enforcement and Patrol, (viii) the State Tax Commissioner, (ix) the Board of Control, (x) the Presiding Judge, Nebraska Workmen's Compensation Court, (xi) the Executive Secretary, Nebraska Public Library Commission, (xii) the Director, Nebraska Merit System, (xiii) the Secretary, Nebraska State Historical Society, and (xiv) the Director of Veterans' Affairs.

(33) *State of New York.* The officials of the State of New York and its subdivisions authorized to obtain such information are (i) the Adjutant General, (ii) the Assistant Adjutant General, (iii) the Executive Officer of the Adjutant General's Office, (iv) the Executive Director and the Chief Investigator, Division of Placement and Unemployment Insurance, (v) the Commissioner and the Parole District Supervisors, Division of Parole, (vi) the State Director, the Deputy State Director, the Director of Research Training, the Counsel to the Division, the Special Counsel, New York City, the Area Veteran Director, Albany, the Area Veteran Director, Buffalo, and the Area Veteran Director, New York City, Division of Veterans' Affairs, (vii) the Director, Bureau of Research, Division of Housing, (viii) the Chief Inspector, Division of State Police, (ix) the Deputy Commissioner in Charge of the Division of the Treasury and the Bonus Claims Administrative Supervisor, Principal Clerk, and Senior Clerk of the New York State Veterans' Bonus Bureau, Division of the Treasury, Department of Taxation and Finance, (x) the Deputy Commissioner for Welfare and Medical Care, Department of Social Welfare,

(xi) the Assistant Commissioner, Department of Mental Hygiene, (xii) the First Deputy Industrial Commissioner and the Associate Personnel Administrator, Department of Labor, (xiii) the Senior Civil Service Investigator, State Civil Service Commission, (xiv) the County Commissioners of Welfare and the Deputy County Commissioners of Welfare, Department of Public Welfare, (xv) the Commissioners and the Investigators, New York State Crime Commission, (xvi) the Commissioner, the Deputy Commissioner, the Assistant Commissioners, and the District Health Officers, Department of Health, (xvii) the Chief of the Bureau of Examinations and Testing, University of the State of New York, State Education Department, (xviii) the District Attorney, New York County, (xix) the Chief Investigator and the Investigators, Office of the District Attorney, New York County, (xx) the District Attorney and the Chief Assistant to the District Attorney, Queens County, (xxi) the Investigator, Abandonment Bureau, Office of the District Attorney, Queens County, (xxii) the District Attorney, the Assistant District Attorney in Charge of the Homicide Division, and the Assistant District Attorney in Charge of Abandonments, Kings County, (xxiii) the Acting Chief Clerk, Office of the District Attorney, Kings County, (xxiv) the District Attorney, Bronx County, (xxv) the District Attorney, Richmond County, (xxvi) the Deputy Directors, the Assistant Deputy Directors, the Director of the Bureau of Child Welfare, the Assistant Director of the Division of Children's Placement Service, the Director of the Division of Foster Home Care, the Director of the Division of Day Care, and the Director of the Department of Welfare Youth Board Project, New York City Department of Welfare, (xxvii) the Commissioner, New York City Department of Hospitals, (xxviii) the Corporation Counsel, the Acting Corporation Counsel, and the Chief Clerk, New York City Department of Law, (xxix) the Special Assistant Corporation Counsel in Charge, and the Chief Examiner of the City of New York Law Department, Torts-Trial Division, New York City Transit System, (xxx) the Chief, Bureau of Investigation, New York City Civil Service Commission, (xxxi) the Chief Inspector, the Chief of Detectives, and the Commanding Officer of the Police Academy, New York City Police Department, (xxxii) the Executive Director of Veterans' Activities, Manhattan, and the Executive Director of Veterans' Activities, Brooklyn, New York City Veterans' Service Centers, and (xxxiii) the Chief of Personnel, New York City Housing Authority.

(50) *State of Washington.* The officials of the State of Washington authorized to obtain such information are (i) the Adjutant General, (ii) the Assistant Personnel Officer of the Adjutant General's Office, (iii) the Commissioner, Employment Security Department, (iv) the Chief, Division of Parole and Probation, (v) the Director and the Executive Assistant to the Director, Veterans' Re-

habilitation Council, (vi) the Director and the County Office Administrators, Department of Public Assistance, (vii) the Director of the Department of Health, and (viii) the Administrator, the Assistant Administrator, and the Chief Supervisor, Division of Veterans' Compensation, Office of the State Auditor.

(Secs. 6, 7, 61 Stat. 32, sec. 10, 62 Stat. 618, as amended; 50 U. S. C. App. 326, 327, 460)

The foregoing amendment to the Selective Service Regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

[SEAL] LEWIS B. HERSHEY,
Director of Selective Service.

OCTOBER 11, 1954.

[F. R. Doc. 54-8093; Filed, Oct. 13, 1954; 8:55 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 203—BRIDGE REGULATIONS

MILWAUKEE HARBOR, WISCONSIN

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U. S. C. 499), § 203.655 governing the operation of drawbridges over the Milwaukee, Menomonee, and Kinnickinnic Rivers, and South Menomonee Canal, all within the City of Milwaukee, Wisconsin, is hereby amended to provide for changes in closed periods for highway bridges and to provide special regulations requiring advance notice for the drawbridges over the Milwaukee River north of and including Buffalo Street bridge, as follows:

§ 203.655 *Milwaukee, Menomonee, and Kinnickinnic Rivers, and South Menomonee Canal, Milwaukee, Wisconsin; bridges.*—(a) *Regulations for all bridges owned or operated by the City of Milwaukee across the Milwaukee, Menomonee, and Kinnickinnic Rivers, including the South Menomonee Canal, except bridges across the Milwaukee River north of and including Buffalo Street Bridge.*

(1) The draws of the above-named bridges shall be immediately opened for the passage of foreign vessels and "vessels of the United States" as defined by section 4311 of the Revised Statutes (46 U. S. C. 251), at all times during the day or night except between the hours of 7:30 a. m. and 8:30 a. m., and 4:30 p. m. and 5:30 p. m., upon signals to be given by blasts of a horn, steam whistle, or other approved signaling devices, as follows, viz.: For the North Plankinton Avenue bridge across the Menomonee River and the Kinnickinnic Ave. bridge across the Kinnickinnic River, four short blasts; for all other bridges specified in this subparagraph, three short blasts: *Provided*, That the exception as to hours stated in this subparagraph shall not apply to vessels having a license to carry 50 or more passengers when proceeding to or from their regular landing places on their regular trips, nor to vessels car-

rying United States mails, nor to vessels belonging to the United States, nor to fireboats of the City of Milwaukee; *And provided, further*, That the exception as to hours stated in this subparagraph shall not apply on Sundays and legal holidays, consisting of New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, and Christmas Day, or on the Monday following such holidays when they occur on a Sunday.

(2) In case street traffic shall have been delayed by reason of the draws of any of the above-described bridges having been continuously open for 5 minutes or more for the passage of any of the vessels before described, the draws of said bridges may be closed but shall be again opened for the passage of said vessels as soon as practicable: *Provided*, That in such case the opening of any of the above-described bridges for the passage of any vessels before described shall not be delayed more than 5 minutes after the proper signal is given, except during the hours stated in subparagraph (1) of this paragraph.

(3) The draws shall, when the above described signals are given, except between the hours of 7:30 a. m. and 8:30 a. m., and 4:30 p. m. and 5:30 p. m., be opened as soon as practicable for all other vessels which cannot pass the closed bridges: *Provided, however*, That no vessel of this class shall be delayed for a longer period than 15 minutes, except during the hours stated herein.

(4) In case the draws cannot be immediately opened when the signals are given a red flag or ball by day, or a red light at night shall be conspicuously displayed.

(5) Pedestrians and vehicles shall not stop on a bridge for the purpose of delaying its opening, nor shall watercraft be handled so as to hinder or delay the operation of the draw, but all passage over or through a bridge shall be prompt to prevent delay to either land or water traffic.

(b) *Regulations for all bridges owned and operated by the City of Milwaukee across the Milwaukee River north of and including the Buffalo Street Bridge.* (1) The draws of the above-named bridges shall be immediately opened for the passage of foreign vessels and "vessels of the United States" as defined by section 4311 of the Revised Statutes (46 U. S. C. 251), at all times during the day or night except between the hours of 7:30 a. m. and 8:30 a. m., and 4:30 p. m. and 5:30 p. m., only upon advance notice given by telephone or otherwise to the Superintendent of the Bureau of Bridges, City Hall, Milwaukee, Wisconsin, at least 2 hours in advance of the time the vessel desires to pass through the draw upon signals to be given by three short blasts of a horn, steam whistle, or other approved signaling device: *Provided*, That the exception as to hours and advance notice stated in this subparagraph shall not apply to fireboats of the City of Milwaukee, nor to vessels belonging to the United States.

(2) In case street traffic shall have been delayed by reason of the draws of any of the above-described bridges hav-

ing been continuously open for 5 minutes or more for the passage of any of the vessels before described, the draws of said bridges may be closed, but shall be again opened for the passage of said vessels as soon as practicable: *Provided*, That in such case the opening of any of the above-described bridges for the said vessels shall not be delayed more than 5 minutes after the proper signal is given, except during the hours stated under subparagraph (1) of this paragraph.

(3) The draws shall, when the above-described signals are given, except between the hours of 7:30 a. m. and 8:30 a. m., and 4:30 p. m. and 5:30 p. m., be opened as soon as practicable for all other vessels which cannot pass the closed bridges: *Provided, however*, That no vessel of this class shall be delayed for a longer period than 15 minutes, except during the hours stated herein.

(4) A copy of the regulations contained in this section shall be conspicuously posted on both the upstream and downstream sides of each bridge in such manner that it can be easily read at any time; also a sign shall be placed on the downstream side of the Buffalo Street Bridge and the upstream side of the Walnut Street Bridge on the Milwaukee River stating the hours during which advance notice is required and the amount of such notice and also stating exactly how the Superintendent of the Bureau of Bridges specified in subparagraph (1) of this paragraph may be reached to give the required advance notice.

(c) *Regulations for all bridges owned and operated by the Chicago and North Western Railway Co., and the Chicago, Milwaukee, St. Paul and Pacific Railroad Co., across the Milwaukee, Menominee, and Kinnickinnic Rivers within the limits of the City of Milwaukee.* (1) The draws of the above-named bridges shall be immediately opened for the passage of foreign vessels and "vessels of the United States" as defined by section 4311 of the Revised Statutes (46 U. S. C. 251), at all times during the day or night, upon signals to be given by blasts of a horn, steam whistle, or other approved signaling device, as follows, viz: For the Chicago, Milwaukee, St. Paul and Pacific Railroad bridge across the Menominee River at North Plankinton Avenue, and the Chicago and North Western Railway bridge across the Kinnickinnic River between Kinnickinnic Avenue and South First Street, four short blasts; for all other of above-described bridges, three short blasts, except when a passenger or mail train is actually ready to pass over the bridge, but in no case shall the opening of any of the above-described bridges for the vessels above-described be delayed more than 7 minutes after the signal is given.

(2) The draws shall, when the above-described signals are given, be opened as soon as practicable for all other vessels which cannot pass the closed bridges: *Provided, however*, That no vessel of this class shall be delayed for a longer period than 15 minutes.

(3) In case the draws cannot be immediately opened when the signals are

given, a red flag or ball by day or a red light at night shall be conspicuously displayed.

[Regs., Sept. 23, 1954, 823.01-ENGWO] (28 Stat. 362; 33 U. S. C. 499)

[SEAL] HERBERT M. JONES,
Major General, U. S. Army,
Acting The Adjutant General.

[F. R. Doc. 54-8055; Filed, Oct. 13, 1954; 8:46 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 97—STAR, STEAMSHIP, AND STEAM-BOAT ROUTES, AND VEHICLE SERVICE IN CITIES

NEW CONTRACTS

In § 97.29 *New contracts* amend paragraph (b) by striking out the words "star-route or screen vehicle service" wherever they appear therein and inserting in lieu thereof the words "star-route, screen vehicle service, or inland water-route".

(R. S. 161, 396, 3951, as amended; secs. 304, 309, 42 Stat. 24, 25, 68 Stat. 998; 5 U. S. C. 22, 369; 39 U. S. C. 434)

[SEAL] ABE MCGREGOR GOFF,
The Solicitor.

[F. R. Doc. 54-8083; Filed, Oct. 13, 1954; 8:53 a. m.]

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE AND INSTRUCTIONS FOR MAILING

ADEN (INCLUDING KAMARAN AND PERIM)

In § 127.201 *Aden (Including Kamaran and Perim)* make the following changes:

1. Amend paragraph (a) (5) to read as follows:

(5) *Air mail service.* Postage rates: Letters and letter packages, 25 cents per half ounce. Single post cards and air letter sheets, 10 cents each. Other Postal Union articles, 60 cents for the first 2 ounces and 40 cents for each additional 2 ounces. (See § 127.20.)

2. In paragraph (b) insert the following immediately after the table of rates in subdivision (i) of subparagraph (1):

(ii) *Air parcel rates, including transit charges:*

[Rates \$1.50 first 4 ounces; \$0.75 each additional 4 ounces]

Lbs. Oz.	Rate	Lbs. Oz.	Rate
0 4	\$1.50	4 12	\$15.00
0 8	2.25	5 0	15.75
0 12	3.00	5 4	16.50
1 0	3.75	5 8	17.00
1 4	4.50	5 12	18.00
1 8	5.25	6 0	18.75
1 12	6.00	6 4	19.50
2 0	6.75	6 8	20.25
2 4	7.50	6 12	21.00
2 8	8.25	7 0	21.75
2 12	9.00	7 4	22.50
3 0	9.75	7 8	23.25
3 4	10.50	7 12	24.00
3 8	11.25	8 0	24.75
3 12	12.00	8 4	25.50
4 0	12.75	8 8	26.25
4 4	13.50	8 12	27.00
4 8	14.25	9 0	27.75

Lbs. Oz.	Rate	Lbs. Oz.	Rate
9 4	\$28.50	15 12	\$48.00
9 8	29.25	16 0	48.75
9 12	30.00	16 4	49.50
10 0	30.75	16 8	50.25
10 4	31.50	16 12	51.00
10 8	32.25	17 0	51.75
10 12	33.00	17 4	52.50
11 0	33.75	17 8	53.25
11 4	34.50	17 12	54.00
11 8	35.25	18 0	54.75
11 12	36.00	18 4	55.50
12 0	36.75	18 8	56.25
12 4	37.50	18 12	57.00
12 8	38.25	19 0	57.75
12 12	39.00	19 4	58.50
13 0	39.75	19 8	59.25
13 4	40.50	19 12	60.00
13 8	41.25	20 0	60.75
13 12	42.00	20 4	61.50
14 0	42.75	20 8	62.25
14 4	43.50	20 12	63.00
14 8	44.25	21 0	63.75
14 12	45.00	21 4	64.50
15 0	45.75	21 8	65.25
15 4	46.50	21 12	66.00
15 8	47.25	22 0	66.75

Each air parcel must have affixed the blue Par Avion label (Form 2978). (See § 127.55 (b).)

(R. S. 161, 396, 398; sec. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] ABE MCGREGOR GOFF,
The Solicitor.

[F. R. Doc. 54-8082; Filed, Oct. 13, 1954; 8:53 a. m.]

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE AND INSTRUCTIONS FOR MAILING

GERMANY

In § 127.261 *Germany* (19 F. R. 4997) delete subdivision (iii) (b) of paragraph (b) (5) and substitute the following:

(iii) *Soviet Zone (including the Soviet Sector of Berlin).* * * *

(b) Gift parcels for the Soviet Zone are limited to 22 pounds in weight, must be mailed by individuals addressed to individuals, and must contain only necessary articles for the personal use of the addressee or members of his family. They may not contain phonograph records, tape recordings, photographic films, plates, or paper, geographic maps, postage stamps, or children's toys of military nature. No such parcels may contain more than 8¾ ounces of coffee, 8¾ ounces of cocoa, 10½ ounces of chocolate in any other form (including chocolate-covered candy) and/or 1¼ ounces of tobacco products. Each gift parcel must be marked on the outside "Geschenksendung, keine Mandelsware" (Gift shipment—no commercial goods).

(c) Gift parcels complying with the foregoing are subject to customs duty at normal rates. Parcels not complying therewith may be returned to origin, confiscated or charged with double duty in accordance with East German customs regulations.

(R. S. 161, 396, 398; secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] ABE MCGREGOR GOFF,
The Solicitor.

[F. R. Doc. 54-8081; Filed, Oct. 13, 1954; 8:52 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 987]

HANDLING OF MILK IN CENTRAL MISSISSIPPI MARKETING AREA

DECISION WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER; CORRECTION

In F. R. Docket 54-7025, which appeared in the FEDERAL REGISTER Septem-

ber 9, 1954, the following correction is made: In the fourth line of the paragraph beginning in column 2, page 5820, delete "August 12, 1954" and substitute "July 7, 1954."

Issued at Washington, D. C., this 11th day of October 1954.

[SEAL]

EARL L. BUTZ,
Assistant Secretary.

[F. R. Doc. 54-8053; Filed, Oct. 13, 1954;
8:45 a. m.]

NOTICES

DEPARTMENT OF STATE

Office of German Affairs

[Public Notice 136]

REORGANIZATION OF GERMAN COAL AND IRON AND STEEL INDUSTRIES

The following Law No. 76 issued by the Allied High Commission for Germany, which amends Law No. 27 (Reorganization of German Coal and Iron and Steel Industries), is deemed to be of interest to certain United States citizens as having legal effect upon them or their property.

LAW NO. 76—AMENDING LAW NO. 27¹ (REORGANIZATION OF GERMAN COAL AND IRON AND STEEL INDUSTRIES)

The Council of the Allied High Commission enacts as follows:

ARTICLE 1

Paragraph 1 of Article 4 of Law No. 27 is hereby amended to read as follows:

"1. The Steel Trustee Association established under United States Military Government Law No. 75 and United Kingdom Military Government Law No. 75 and Regulation No. 2 issued thereunder shall continue to exist and shall exercise the functions conferred on it by the present Law or by regulations or orders made hereunder. The Allied High Commission may remove any member of the Steel Trustee Association and appoint other members of such Association."

ARTICLE 2

Sub-paragraph (c) of paragraph 1 of Article 7 of Law No. 27 is hereby amended to read as follows:

"(c) Any other action taken in connection with reorganizations of liquidations under this Law to the extent provided by regulations or orders hereunder."

ARTICLE 3

Article 11 of Law No. 27 is hereby amended to read as follows:

"ARTICLE 11

REGULATIONS AND ORDERS

The Allied High Commission may issue such regulations and orders for the purpose of implementing any provision of this law as it shall deem necessary or proper in order to carry fully into effect the purposes of this Law."

¹ Published in 15 F. R. 8591.

ARTICLE 4

Article 13 of Law No. 27 is hereby amended to read as follows:

"ARTICLE 13

BOARD OF REVIEW

1. There is hereby established a Board of Review. The number, nationality, and method of appointment of members of the Board shall be determined by the Council of the Allied High Commission. Each member shall be a qualified lawyer or expert who shall not be otherwise concerned with the administration of this Law. The decision of a majority of the members of the Board shall constitute the decision of the Board. In the absence of a majority, the order which is the subject of review shall be deemed to have been confirmed.

2. The Board shall have jurisdiction to review any order issued under paragraph (c) of Article 5 of this Law on the petition of any interested person to the sole extent of determining whether the distribution made to such person has afforded him fair and equitable treatment within the provisions of the Law and of the regulations issued thereunder.

3. A petition for review of an order issued before May 15, 1952 shall be filed before November 15, 1952. A petition for review of any order issued on or after May 15, 1952, shall be filed within six months of the date of issue.

4. The petition shall be filed with the Board or with the authority which issued the order the review of which is sought.

5. In considering a petition for review the Board shall determine solely whether the order the review of which is sought is supported by substantial evidence and is correct as a matter of law. The filing and pendency of a petition shall not operate as a stay of the order except and to the extent that a stay may be directed by the Board upon a motion for such relief.

6. The Board shall establish its rules of procedure. It may take evidence of any kind and summon witnesses and experts in accordance with the provisions of the German Code of Civil Procedure. It may demand security for costs from a petitioner, but if the petition is granted in full, the security shall be refunded and no costs shall be levied against the petitioner. If the petition is not granted in full, the costs shall be assessed by the Board on the principles laid down in the Kostenordnung of November 25, 1935 (Reichsgesetzblatt I, page 1371)."

Done at Bonn, Petersberg, on April 30, 1952.

On behalf of the Council of the Allied High Commission.

IVONE KIRKPATRICK,
United Kingdom High Commissioner for Germany, Chairman.

For the Secretary of State:

GEOFFREY W. LEWIS,
Deputy Director, Office of German Affairs, Bureau of European Affairs.

OCTOBER 7, 1954.

[F. R. Doc. 54-8063; Filed, Oct. 13, 1954;
8:48 a. m.]

DEPARTMENT OF DEFENSE

Office of the Secretary

EXEMPTION OF DEPARTMENT FROM CERTAIN PROVISIONS UNDER TITLE II OF THE FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

1. By virtue of the authority vested in me by section 201 (a), Title II, of the Federal Property and Administrative Services Act of 1949, as amended (40 U. S. C. 481 (a)) I have determined it to be in the best interests of national security for the Department of Defense to be exempt from action taken or which may be taken by the Administrator of the General Services Administration under section 201 (a) (1), (3), and (4) of said act in (a) the prescription of policies and methods of procurement and supply of transportation and traffic management, (b) the performance of functions related to procurement and supply of transportation and traffic management, and (c) the representation in negotiations with carriers and in proceedings involving carriers before Federal and State regulatory bodies in transportation and traffic management.

2. The Department of Defense will continue to cooperate with the General Services Administration in transportation and traffic management matters of mutual interest. In those instances in which the General Services Administration and the Department of Defense have mutual interest and common objectives the Department of Defense will continue to act jointly with the General Services Administration.

3. This exemption shall become effective at 12:01 a. m., e. s. t., October 2, 1954.

C. E. WILSON,
Secretary of Defense.

[F. R. Doc. 54-8051; Filed, Oct. 13, 1954;
8:45 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

SEPTEMBER 22, 1954.

An application, serial number Fairbanks 010121, for the withdrawal from all forms of appropriation under the public land laws, of the lands described below was filed on January 6, 1953, by

the Department of the Army. The purposes of the proposed withdrawal: Air National Guard Site.

For a period of 60 days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the Area Administrator, Area 4, Bureau of Land Management, Department of the Interior at Anchorage, Alaska. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

Starting at Triangulation Station Bethel Mag. and Latitude 60°47'08.692" N., Longitude 161°46'21.865" W; thence north 52°23'25" east 10,620 feet to the true point of beginning; thence north 295.16 feet; thence east 295.16 feet; thence south 295.16 feet; thence west 295.16 feet, containing approximately 2 acres.

LOWELL M. PUCKETT,
Area Administrator.

[F. R. Doc. 54-8050; Filed, Oct. 13, 1954;
8:47 a. m.]

IDAHO

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

In exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U. S. C. 315g), the lands described hereafter have been reconveyed to the United States:

BOISE MERIDIAN IDAHO

T. 3 S., R. 18 E.,
Sec. 4, Lots 3 and 4, SW¼NE¼, E½SE¼,
NW¼SE¼.

The area described aggregates 239.62 acres.

The lands described are rough to rolling lands principally of value for grazing purposes. The soil is in general shallow, volcanic ash with numerous rock outcroppings.

This order is subject to any withdrawals, reservations, rights-of-way or easements which may now affect the land, and to any withdrawals, reservations, rights-of-way or easements which may hereafter be effected.

No applications for these lands may be allowed under the homestead, small tract, desert-land, or any other non-mineral public-land laws, unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on the 35th day after the date of this order except that the lands are now open to application, petition, location, or selection under ap-

plicable laws, subject to valid existing rights, the requirements for classification, and withdrawal limitations. Pursuant to law, preference in consideration of competing applications will be granted as follows:

Priority category	Preferred applicant	Types of applications	Priority period closing dates (all days start at 10 a. m.)	How competing applications will be considered
1	Holders of individual preference rights based on valid settlement, statutory preference, or equitable claims.	As specified by law or regulation.	126 days from date of this notice.	Priority of right.
2	Veterans of World War II and of the Korean conflict, and other beneficiaries of the act of Sept. 27, 1944, 58 Stat. 747 (43 USC 279-284), as amended.	Homestead, desert land, small-tract.	35 days from date of this notice.	Drawing at the close of the priority period.
3	Same.	Same.	91 days from the end of the second priority period.	Order of filing during the priority period.
4	Any other qualified person.	Any type.	126 days from date of this notice.	Drawing at the close of the priority period.
5	Any qualified person.	Any type.	Any time after the end of the fourth priority period.	Order of filing.

Persons claiming veterans' preference rights under Priority Categories 2 and 3 must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge.

Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claim.

Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations, as follows:

Subject and Part

General, 295.8 and 296.
Homesteads, 166-170.
Homesites, 232.
Small Tracts, 257.
Veterans' Preference, 181.35-181.47.

Inquiries concerning these lands and applications for them shall be addressed to the Manager, Land Office, Box 2237, Boise, Idaho.

NOLAN F. KEIL,
Acting State Supervisor.

[F. R. Doc. 54-8057; Filed, Oct. 13, 1954;
8:46 a. m.]

NEW MEXICO

CLASSIFICATION ORDER

OCTOBER 6, 1954.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 541, dated April 21, 1954, 19 F. R. 2473, I hereby classify as hereinafter indicated, under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a), as amended, the following described lands in the New Mexico land district, embracing approximately 240 acres:

NEW MEXICO SMALL TRACT CLASSIFICATION No. 36

For lease and sale for homesites only:

T. 29 N., R. 11 W., N. M. P. M.,
Sec. 3, E½SE¼SW¼;
Sec. 10, E½W¼;
Sec. 15, NE¼NW¼, N½SE¼NW¼.

The south boundary of the tract is approximately one-half mile north of the town of Bloomfield, New Mexico. The tract is situated immediately west of State Highway No. 44. Half of the tracts proposed will front on this highway, and the balance will be set back slightly over 500 feet. All of the area is accessible directly from State Highway 44. Most of the area is quite level. The west row of tracts will gradually merge into the low hills along the west side of the area. Most of the tracts however, can be utilized with a minimum of grading or leveling. It may be very difficult to obtain drinking water, and especially water for garden plots. Natural gas pipelines cross the area and gas can be distributed to all of the tracts. Electricity is available along the tracts. Schools and churches are available in Bloomfield.

2. As to applications filed on these lands prior to 10:30 a. m., November 17, 1952, this order shall become effective upon the date it is signed, provided said applications are made to conform to the type of use and descriptions of lands specified in this order.

3. This order shall not otherwise become effective to change the status of such lands until 10:30 a. m. on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to applications under the Small Tract Act as follows:

(a) Ninety-one day period for preference-right filings. For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject to applications under the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a) as amended, by qualified veterans of World War II, subject to the requirements of applicable law. All applications filed under this paragraph, either at or before 10:30 a. m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:30 a. m. on the said 35th day, shall be considered in the order of filing.

(b) Date for non-preference-right filings. Commencing at 10:30 a. m. on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to disposal under the Small Tract Act only. All such applications filed either at or before 10:30 a. m. on the 126th day after the date of this order shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

4. A veteran shall accompany his application with a complete photostatic, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 101.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their application by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

5. The lands will be leased in tracts of approximately 5 acres, 660 feet by 330 feet, with the longer dimension extending east and west. Leases will be for a period of 3 years at an annual rental of \$5.00 per year payable for the entire lease period in advance of the issuance of the lease.

6. Leases will contain an option to purchase clause at \$300.00 per tract.

(a) Applications for purchase may be filed during the term of the lease, but not more than 30 days prior to the expiration of one year from the date of the lease, provided that minimum improvements suitable for the purpose for which the lease is issued shall have been constructed prior to the date of application to purchase. Minimum improvements shall consist of a house of not less than 300 square feet, including two rooms and bath, electricity and gas, and a water system and sewerage system that will meet the requirements of the State or County Health Departments.

(b) Leases issued under the terms of this order shall not be subject to assignment unless and until improvements as mentioned in (a) above shall have been constructed.

(c) Leases for lands upon which the improvements mentioned above shall not have been constructed at or before the expiration thereof, shall not be renewed.

7. Tracts will be subject to all existing rights-of-way and to rights-of-way for road purposes and public utilities as follows:

33 feet along west boundary of E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; E $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 10; E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15; NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15.
33 feet along east boundary of W $\frac{1}{2}$ E $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 10; W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15; NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15.

33 feet along the south line of E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15.
33 feet along the north line of NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15.

The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of patent. If not so located, they may be subject to location after patent is issued. All rights-of-way herein mentioned and reserved, may be utilized by the Federal Government, or by the State, County or municipality in which the tract is situated, or by any agency thereof.

8. Lessees and/or their successors in interest, shall comply with all Federal, State, County and municipal laws and ordinances, especially those governing health and sanitation, and failure or refusal to do so may be cause for cancellation of the lease in the discretion of the authorized officer of the Bureau of Land Management.

9. All inquiries relating to these lands should be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, New Mexico.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-8092; Filed, Oct. 13, 1954;
8:54 a. m.]

NEW MEXICO

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

OCTOBER 7, 1954.

An application, serial number New Mexico 016354, for the withdrawal from all forms of appropriation under the public land laws, including the mining laws but not the mineral-leasing laws, of the lands described below was filed on September 13, 1954, by the United States Department of Agriculture. The purposes of the proposed withdrawal: Laughing Water Recreation Area.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, New Mexico, Bureau of Land Management, Department of the Interior at P. O. Box 1251, Santa Fe, New Mexico. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

SANTA FE NATIONAL FOREST NEW MEXICO PRINCIPAL MERIDIAN

T. 19 N., R. 3 E.

Sec. 28, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 29, E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NB $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate 152.50 acres.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-8061; Filed, Oct. 13, 1954;
8:48 a. m.]

NEW MEXICO

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

OCTOBER 7, 1954.

An application, serial number New Mexico 015220, for the withdrawal from all forms of appropriation under the public land laws, including the mining laws but not the mineral leasing laws, of the lands described below was filed on June 25, 1954, by the Fish and Wildlife Service, Department of the Interior. The purposes of the proposed withdrawal: Addition to the Bitter Lake National Wildlife Refuge.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, New Mexico, Bureau of Land Management, Department of the Interior at P. O. Box 1251, Santa Fe, New Mexico. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN

T. 10 S., R. 25 E.,
Sec. 28, S $\frac{1}{2}$ NE $\frac{1}{4}$.

The area described contains 80 acres.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-8062; Filed, Oct. 13, 1954;
8:48 a. m.]

[No. 3 (A-2)]

UTAH

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

OCTOBER 5, 1954.

An application, serial number Utah 013254, for the withdrawal, subject to valid existing rights, from all forms of

appropriation under the public land laws, including the mining and mineral leasing laws, of the lands described below was filed on August 4, 1954, by the United States Department of the Air Force, Corps of Engineers, San Francisco District. The purpose of the proposed withdrawal: To be used for supersonic track and testing area, and other military needs. All lands are situated in Washington County, Utah Grazing District No. 4.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor for Utah, Bureau of Land Management, Department of the Interior, at Post Office Box 777, Salt Lake City, Utah. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

SALT LAKE MERIDIAN

T. 40 S., R. 12 W.,
Sec. 33: $8\frac{1}{2}S\frac{1}{2}$.
T. 41 S., R. 12 W.,
Sec. 4: All;
Sec. 5: Lot 1, $S\frac{1}{2}NE\frac{1}{4}$, $SE\frac{1}{4}$;
Sec. 8: $E\frac{1}{2}$, $E\frac{1}{2}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$;
Sec. 9: $N\frac{1}{2}NE\frac{1}{4}$, $W\frac{1}{2}$, $SW\frac{1}{4}SE\frac{1}{4}$;
Sec. 17: $E\frac{1}{2}$, $S\frac{1}{2}SW\frac{1}{4}$;
Sec. 19: $NE\frac{1}{4}NE\frac{1}{4}$;
Sec. 20: $N\frac{1}{2}$;
Sec. 21: $N\frac{1}{2}$.

The area described aggregates 2,851.68 acres.

WM. N. ANDERSEN,
State Supervisor.

[F. R. Doc. 54-8058; Filed, Oct. 13, 1954;
8:47 a. m.]

[No. 4 (A-2)]

UTAH

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

OCTOBER 5, 1954.

An application, serial number Utah 012547, for the withdrawal, from all forms of appropriation under the public land laws including the mining and mineral leasing laws, of the lands described below was filed on May 24, 1954, by Salt Lake City Corporation, Salt Lake City, Utah. The purpose of the proposed withdrawal: Protection of a portion of the Salt Lake City water shed from contamination. All lands are situated in Salt Lake County, Utah Grazing District No. 2.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed

withdrawal may present their objections in writing to the State Supervisor for Utah, Bureau of Land Management, Department of the Interior, at Post Office Box 777, Salt Lake City, Utah. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

SALT LAKE MERIDIAN

T. 2 S., R. 3 E.
Sec. 10: $NE\frac{1}{4}$.

The area described aggregates 160 acres.

WM. N. ANDERSEN,
State Supervisor.

[F. R. Doc. 54-8059; Filed, Oct. 13, 1954;
8:47 a. m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

[Case No. 174¹]

DOROTHY M. MARNOCHA

APPEALS BOARD OPINION AND DECISION

In the matter of: Mrs. Dorothy M. Marnocha, 5415 Connecticut Avenue NW., Washington, D. C.; B. F. C. Case No. 174, Appeals Board Docket FC-22.

Under date of March 16, 1954, Mrs. Dorothy M. Marnocha filed with the Appeals Board for the Department of Commerce an appeal from an Order of the Bureau of Foreign Commerce Revoking licenses, Denying Export Privileges, and Barring Practice before the Bureau of Foreign Commerce, dated March 8, 1954 (Case No. 174), signed by John C. Borton, Director, Office of Export Supply, which order was issued against Mrs. Marnocha and certain other respondents. The other respondents mentioned in the said order (and hereinafter referred to as Kemeny) did not take an appeal to this Board from the said order.

The record in this case includes the transcript of a hearing before a Compliance Commissioner of the Bureau of Foreign Commerce on February 5, 1954, at which the Kemeny respondents, but not the instant appellant, appeared and gave testimony bearing on the acceptability of a Consent Order proposed to be entered in this case as to Kemeny, and which was subsequently approved and published on March 13, 1954 (19 F. R. 1426).

The Commissioner, in opening the hearing before him, noted as follows:

However, the hearing is also with respect to the charges against Dorothy M. Marnocha,

¹ This case appeared under Bureau of Foreign Commerce, 19 F. R. 1426.

who is also named as a respondent in the charging letter referred to, and who has submitted a document bearing date of October 22, 1953, directed to D. P. Medalle, Director of Investigation Staff of the Bureau of Foreign Commerce, which, in substance, deals with the charges as applicable to said Dorothy Marnocha, and in effect is her answer to the charges.

Pursuant to the regulations promulgated, Dorothy Marnocha, in view of her answer to the charges, is entitled to a hearing thereon, unless such hearing is waived.

As I construe the answer to which I have referred, I interpret the same as being a waiver of an oral hearing. Despite that fact, the Bureau of Foreign Commerce is required to show a prima facie case in support of its charges against Mrs. Marnocha, as well as in support of the charges against the other respondents named in the charging letter.

Appellant's letter of October 22, 1953, to Mr. D. P. Medalle of the Bureau of Foreign Commerce (referred to by the Commissioner in the quotation above) makes reference to the charges and enters general and specific denials with respect thereto.

The Board does not have to rely solely upon the Commissioner's interpretation of this document as waiving hearing but also takes notice of matters in the Appeals Board hearing record which reflect that appellant's attorney had been advised by counsel for Government as to the procedure, prior to the hearing before the Commissioner, that if his client desired an oral hearing she should make that known and would then be informed of the date of the hearing, and that in the absence of such request she would be given no further notice. Appellant's attorney indicated that he had been so informed. Therefore, the Board considers that the appellant, although adequately informed that a written request for an oral hearing was required, did not choose to make such request.

The substance of the charges is to the effect that the Kemeny respondents employed Marnocha as their Washington representative and "expediter" during a period of some months, and that during said period they gave to one Bennett, at that time a licensing officer of the Office of International Trade (now the Bureau of Foreign Commerce), valuable gifts.

Appellant's concern with this matter is that these gifts are alleged to have been made to Bennett on her initiative, and through her. Appellant's position is that she acted only as a "messenger" in but one instance and that she did not knowingly participate in the bribing of a Government official.

At the hearing of February 5, 1954, before the Compliance Commissioner, the Government, as noted above, was required to establish a prima facie case of Marnocha's culpability. It is the opinion of the Board that a prima facie case was established by the Government at that time by means of documentary exhibits and the testimony of the Kemeny respondents.

At the hearing before the Appeals Board, counsel for appellant sought to destroy the value of this evidence by attacking the credibility of respondents, Kemeny, insofar as they testified to the knowledge and culpability of the appellant. It is the opinion of the Board, however, that the testimony given before

the Compliance Commissioner under oath, and pointed out before the Appeals Board by counsel for appellant, did not contain such irreconcilable contradictions as to establish that Kemeny respondents were deliberately making false statements as to material facts before the Commissioner and, therefore, the burden of their testimony in respect of Marnocha is deemed credible.

Counsel for appellant most ably presented all pertinent arguments in this appeal, and was of great assistance to the Board in delineating the issues and appellant's position in respect thereof. However, argument by counsel on appeal, and in the absence of any testimony by appellant in her own behalf, is not an adequate substitute for the orderly procedure available to a party respondent, but which the appellant in this case chose not to follow.

The Board notes that the Order Revoking Licenses, Denying Export Privileges, and Barring Practice before the Bureau of Foreign Commerce provides that:

Commencing on October 12, 1954, and at anytime thereafter prior to the expiration date of this order, respondent Dorothy M. Marnocha shall have the privilege of applying in writing to the Bureau for restoration of the privileges denied to her by paragraphs (2) and (3) above, and the Bureau may, upon evidence satisfactory to it, restore all or part of such privileges to said respondent upon such terms and conditions as may be deemed necessary to assure compliance by said respondent with the export law and regulations in the future.

Appellant, therefore, has the privilege of seeking early relief from the provisions of the order, which relief, if denied, does not preclude her from an appeal from such denial.

The Appeals Board finds that, on the record as established, the findings of the Compliance Commissioner and the provisions of the Order Revoking Licenses, Denying Export Privileges, and Barring Practice before the Bureau of Foreign Commerce, insofar as they refer to this appellant, are justified by the evidence.

Now, therefore: *It is ordered, That:*

1. The provisions of said Order Revoking Licenses, Denying Export Privileges, and Barring Practice before the Bureau of Foreign Commerce, insofar as they affect this appellant, are sustained in full.

2. The appeal be and it is hereby denied.

FREDERIC W. OLMSTEAD,
Chairman, Appeals Board.

OCTOBER 5, 1954.

[P. R. Doc. 54-8056; Filed, Oct. 13, 1954; 8:46 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-1116, G-1152, G-1240, G-1317, G-1344, G-1379, G-1415, G-1417, G-1457, G-1509, G-1616, G-1625, G-1659, G-1725, G-1754, G-2057, G-2101, G-2234]

PANHANDLE EASTERN PIPE LINE CO. ET AL.

NOTICE OF POSTPONEMENT OF HEARING

OCTOBER 7, 1954.

In the matters of Panhandle Eastern Pipe Line Company, Docket Nos. G-1116,

G-1240, G-1317, G-1344, G-1417, G-1725, G-1754, G-2101; City of Port Huron, Michigan, et al Municipal Corporations, Docket No. G-1152; Southeastern Michigan Gas Company, Docket No. G-1415; Michigan Consolidated Gas Company, complainant v. Panhandle Eastern Pipe Line Company, defendant, Docket No. G-1379; Northern Indiana Fuel and Light Co., Docket Nos. G-1457, G-2234; Missouri Central Natural Gas Co., Docket No. G-1509; The Central West Utility Company, Docket No. G-1616; Michigan Gas Utilities Company, Docket No. G-1625; City of Auburn, Illinois, Docket No. G-1659; Missouri Public Service Company, Docket No. G-2057.

Upon consideration of the request of Counsel for Panhandle Eastern Pipe Line Company, filed October 7, 1954, for postponement of hearing now scheduled to commence on October 12, 1954, in the above-designated matters;

Notice is hereby given that the hearing in this matter is postponed to 10:00 a. m., October 20, 1954, in the Commission's Hearing Room, 441 G Street NW., Washington, D. C.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[P. R. Doc. 54-8071; Filed, Oct. 13, 1954; 8:50 a. m.]

[Docket Nos. G-1382, G-1533, G-1881]

NORTHERN NATURAL GAS CO.

ORDER REOPENING PROCEEDINGS FOR LIMITED PURPOSES AND FIXING DATE OF HEARING

The proceedings at Docket No. G-1382 concern proposed increased rates and charges filed by Northern Natural Gas Company (Northern) on March 27, 1950, and proposed to be made effective as of April 27, 1950. By order issued April 26, 1950, the Commission provided for a hearing concerning the lawfulness of the proposed rate schedules and suspended the operation thereof until September 27, 1950. Thereafter, upon appropriate motion of Northern, these proposed rates and charges became effective on September 27, 1950, subject to the refund of any amounts thereof subsequently ordered by the Commission.

The proceedings at Docket No. G-1533 concern other proposed increased rates and charges filed by Northern on October 27, 1950, and proposed to be made effective as of November 27, 1950. By order issued November 13, 1950, the Commission also provided for a hearing concerning the lawfulness of these proposed rate schedules and suspended the operation thereof until April 27, 1951. This order also provided that the proceedings at Docket Nos. G-1382 and G-1533 be consolidated for hearing purposes.¹ Upon appropriate motion of Northern, the pro-

¹ By subsequent order issued February 6, 1951, there was also consolidated with these two aforementioned proceedings for hearing proceedings at Docket No. G-1607, being an investigation of other later rate filings of Northern. The proceedings at Docket No. G-1607, however, did not present the possibility of subsequent refunds, as did the proceedings at Docket Nos. G-1382 and G-1533.

posed rate schedules as filed on October 27, 1950, became effective on April 27, 1951, subject to the refund of any amounts thereof subsequently ordered by the Commission.

The proceedings at Docket No. G-1881 concern a third group of proposed increased rates and charges filed by Northern on December 26, 1951, and proposed to be made effective in part on January 27, 1952, and in part on February 27, 1952. By order issued January 25, 1952, the Commission also provided for a hearing concerning the lawfulness of these proposed rate schedules and suspended the operation thereof for a period of five months beyond the respective proposed effective dates. Thereafter, upon proper motion of Northern, these schedules became effective in part on June 27, 1952, and in part on July 27, 1952, subject to the refund of any amounts thereof subsequently ordered by the Commission.

After due hearing, the Commission on June 11, 1952, issued its Opinion No. 228 and accompanying order whereby it rejected as unjust and unreasonable the proposed increased rates and charges which were the subject of the proceedings at Docket Nos. G-1382 and G-1533. In lieu thereof, the Commission thereby found other rates to be just, reasonable, non-discriminatory, and non-preferential and ordered that these prescribed rates be made effective as of June 11, 1952, and thereafter observed and in force.

In said Opinion No. 228, the Commission stated (page 41 of mimeographed edition):

As previously mentioned, the first increase in Northern's rates (Docket No. G-1382) became effective under bond on September 27, 1950. The second increase (Docket No. G-1533) became effective April 27, 1951, and Northern has collected such increased rates under bond to the effective date of the rate herein prescribed. Thus we must deal with two periods during each of which different rates were in effect under bond.

We have carefully examined the record in these proceedings to ascertain whether it is feasible to determine therefrom the appropriate disposition of the revenues collected under bond during the two above mentioned periods. It is our conclusion that such disposition cannot be properly accomplished based upon the data now of record. The record does not contain actual operating experience subsequent to April 1951, which was more than one year ago. Additionally, the record discloses that certain items of revenues and expenses included in our cost of service study for the test period were not actually experienced during a part of such period and that it is impossible from the record to make appropriate adjustments therefor.

For these reasons we deem it necessary to reserve the determination of the disposition of the revenues collected under bond, subject to further order of the Commission.

And the order accompanying Opinion No. 228 provided that:

The disposition of the amounts collected under bonds be, and the same is, hereby reserved for determination subject to further order of the Commission.

After due hearing, the Commission on July 30, 1952, issued its Opinion No. 233 and accompanying order in the proceedings at Docket No. G-1881. By said Opinion and order the Commission, up-

on motion of Commission staff counsel, dismissed in part the increased rates proposed in the filings of December 26, 1951, and Northern was required thereby to file other rate schedules to exclude the portions of the increased rates disallowed by said Opinion No. 233 and order. The reduced rate schedules filed pursuant to this Opinion and order were made effective as of June 27, 1952, subject to the refund of any amounts thereof subsequently ordered by the Commission. The said Opinion No. 233 and order did not represent final disposition of the proceedings at Docket No. G-1881, but rather only final action upon certain of the issues presented by Northern's filings of December 26, 1951. The proceeding remained open for further hearing and further order of the Commission.

Thereafter, upon review pursuant to petitions of Northern and the State Corporation Commission of Kansas, an intervenor in the proceedings before the Commission, the United States Court of Appeals for the Eighth Circuit affirmed the Commission's Opinion No. 228 and accompanying order in all respects except as to rate of return. On the latter issue only the Court reversed and remanded the case to the Commission for further proceedings consistent with the Opinion. The Court affirmed the Commission's Opinion No. 233 and accompanying order in all respects. Northern Natural Gas Company v. Federal Power Commission, 206 F. 2d 690; certiorari denied, 346 U. S. 922.

In Opinion No. 228 the Commission found that a return of 5½ per cent to Northern upon its rate base was just and reasonable, and the prescribed rates were designed to provide such a rate of return. In remanding the case to the Commission on this sole issue, the Court of Appeals directed the Commission "to make additional findings and conclusions upon its determination of the issue of Rate of Return, including its reasons and basis therefor."

While these matters were before it, the Court of Appeals entered an order staying, among others, the Opinion No. 233 and order issued July 30, 1952, from and after November 27, 1952, until further order of the Court, subject to the terms and conditions therein stated.

Further hearings not having been held, and no further orders having been issued in the proceedings at Docket Nos. G-1382, G-1533, and G-1881, it is appropriate that these proceedings be reopened for the purpose of determining (a) the portion of the increased rates and charges collected during the period commencing September 27, 1950, and continuing through November 26, 1952, that should be refunded, and (b) the disposition to be made of such refundable collections.

The Commission orders:

(A) The proceedings at Docket Nos. G-1382, G-1533, and G-1881 be and they are hereby reopened for the limited purpose of receiving evidence with respect to:

(1) Northern's actual cost of service during the period commencing September 27, 1950, and continuing through No-

vember 26, 1952, including the rate of return to be allowed Northern, and the portion thereof properly attributable to sales made under those schedules of increased rates and charges which were the subjects of the proceedings at Docket Nos. G-1382, G-1533, and G-1881.

(2) The volumes of gas sold and delivered to each customer at each point of delivery under each monthly billing period for the period of September 27, 1950, to November 26, 1952, both inclusive, and the related amounts collected under each such schedule during each billing period.

(3) The method of determining the amounts to be refunded to each of those entitled thereto, and the fixing of the amounts to be refunded to each such person, including interest at the rate of six percent (6%) per annum.

(B) The public hearing in these reopened proceedings be held commencing at 10:00 o'clock, a. m., e. s. t., on October 25, 1954, in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters specified in paragraph (A) above.

(C) All parties heretofore permitted to intervene in the proceedings at Docket Nos. G-1382, G-1533, and G-1881 may participate in these reopened proceedings.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37 (f)).

Adopted: October 5, 1954.

Issued: October 8, 1954.

By the Commission.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 54-8073; Filed, Oct. 13, 1954; 8:51 a. m.]

[Docket No. G-2595]

BARRON KIDD AND C. R. SMITH

NOTICE OF APPLICATION AND ORDER FIXING
DATE OF HEARING

Take notice that Barron Kidd and C. R. Smith (Applicants), individuals, with a principal office in Dallas, Texas, filed on August 30, 1954, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas subject to the jurisdiction of the Commission, all as more fully represented in its application.

The application recites that Applicant produces natural gas in the Amargosa Field, Jim Wells County, Texas, and sells in interstate commerce to the Texas Illinois Natural Gas Pipeline Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 25th day of October 1954. The application is on file with the Commission for public inspection.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations.

The Commission finds: It is proper and consistent with the public interest that notice of the application and order fixing date of hearing be published simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 29, 1954, at 9:30 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street, NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a noncontested hearing dispose of the proceeding pursuant to the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 54-8074; Filed, Oct. 13, 1954; 8:51 a. m.]

[Docket Nos. G-2650, G-2653, G-2679,
G-2680]

J. S. STALNAKER GAS CO. ET AL.

NOTICE OF APPLICATIONS AND ORDER FIXING
DATE OF HEARING

In the matters of J. S. Stalnaker Gas Co., Docket No. G-2650; Russell Messenger Gas Company, Docket No. G-2653; Burton-Pringle-Hendrick Gas Company, Docket No. G-2679; Clarence Brady Gas Company, Docket No. G-2680.

Take notice that applications were filed by J. S. Stalnaker Gas Company (Stalnaker) on September 1, 1954, Russell Messenger Gas Company (Messenger) on September 2, 1954, Burton-Pringle-Hendrick Gas Company (Burton) and Clarence Brady Gas Company (Brady) on September 7, 1954, all organized under the laws of West Virginia and all with principal offices in Glenville, West Virginia, filed applications pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas subject to the jurisdiction of the Commission, all as more fully represented in their respective applications.

The application filed by Stalnaker recites natural gas produced in Gilmer County, West Virginia, is sold to Hope Natural Gas Company; that produced by Messenger in Gilmer County, West Virginia, is sold to Equitable Gas Company; that produced by Burton in Gilmer County, West Virginia, is sold to Hope Natural Gas Company; and that produced by Brady in Gilmer County, West Virginia, is sold to Carnegie Natural Gas Company, all in interstate

commerce as more fully represented in their respective applications.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 25th day of October 1954. The application is on file with the Commission for public inspection.

The Commission finds: It is appropriate and in the public interest to publish notice of the application and order fixing date of hearing simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 28, 1954, at 9:30 a. m., e. s. t., on Docket No. G-2650, at 9:35 a. m. Docket No. G-2653, at 9:40 a. m. Docket No. G-2679 and at 9:45 a. m. Docket No. G-2680, in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by such applications: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the applications and matters presented therein under the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 54-8075; Filed, Oct. 13, 1954;
8:51 a. m.]

[Docket No. G-2661]

H. E. TROVILLO

NOTICE OF APPLICATION AND ORDER FIXING DATE OF HEARING

Take notice that H. E. Trovillo (Applicant), with a principal office in Burlington, Iowa, filed on September 7, 1954, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas subject to the jurisdiction of the Commission, all as more fully represented in its application.

The application recites that Applicant produces natural gas in Hugoton Field, Kearney County, Kansas, and sells in interstate commerce to Colorado Interstate Gas Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 25th day of October 1954. The application is on file with the Commission for public inspection.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations.

The Commission finds: It is proper and consistent with the public interest that notice of the application and order fixing date of hearing be published simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 29, 1954, at 9:40 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 54-8076; Filed, Oct. 13, 1954;
8:51 a. m.]

Docket No.	Applicant	Address	Date Filed	Location of Field
G-2721	Cities Production Corp., a Delaware corporation.	Bartlesville, Okla.	Sept. 10, 1954	Bourg Field, Terrebonne and Lafourche Parishes, La.
G-2793	Texas Gulf Producing Co., a Delaware corporation, and American Oil Co., a Maryland corporation.	Houston, Tex., and New York, N. Y.	Sept. 16, 1954	Lake Long Field, Lafourche Parish, La.
G-2798	Forest Oil Corp., a New York corporation.	Bradford, Pa.	Sept. 17, 1954	North Bourg Field, Lafourche Parish, La.
G-2801	Tide Water Associated Oil Co., a Delaware corporation.	San Francisco, Calif.	do	Erath Field, Vermilion Parish, La.
G-2802	do	do	do	North Bourg Field Lafourche Parish, La.
G-2803	do	do	do	Florence Field, Vermilion Parish, La.
G-2804	Forest Oil Corp., a New York corporation, Acadia Investments, Inc., a Delaware corporation, and certain individuals as listed in application.	Bradford, Pa., and Dover, Del.	do	Ellis Field, Acadia Parish, La.
G-2945	Natural Gas Distributing Corp., a Texas corporation.	Tyler, Tex.	Sept. 22, 1954	Killens Ferry and Lamar Fields, Texas and Franklin Parishes, La.
G-3106	Humble Oil & Refining Co., a Texas corporation.	Houston, Tex.	Sept. 24, 1954	Avery Island Field, Iberia Parish, La.
G-3108	do	do	do	Cameron Meadows Field, Cameron Parish, La.
G-3109	do	do	do	Erath Field, Vermilion Parish, La.
G-3110	do	do	do	Ellis Field, Acadia Parish, La.

The above designated Applicants propose to sell natural gas produced from the indicated fields to United Fuel. Deliveries are to be made to Gulf Interstate Gas Company's (Gulf Interstate) existing line (Docket No. G-2058) for transportation by Gulf Interstate for the account of United Fuel. The proposed sale is to be made at the respective points of interconnection of applicants' facilities with those of Gulf Interstate.

The following Applicants seek, in addition to the hereinbefore stated requests, permission to abandon the service presently being rendered under interim sales contracts as hereinafter specified.

[Docket Nos. G-2721, G-2793, G-2798, G-2801, G-2802, G-2803, G-2804, G-2945, G-3106, G-3108, G-3109, G-3110]

CITIES PRODUCTION CORP. ET AL.

NOTICE OF APPLICATIONS AND ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

In the matters of Cities Production Corporation, Docket No. G-2721; Texas Gulf Producing Company and The American Oil Company, Docket No. G-2793; Forest Oil Corporation, Docket No. G-2798; Tide Water Associated Oil Company, et al., Docket No. G-2801; Tide Water Associated Oil Company, Docket No. G-2802; Tide Water Associated Oil Company, Docket No. G-2803; Forest Oil Corporation, et al., Docket No. G-2804; Natural Gas Distributing Corporation, Docket No. G-2945; Humble Oil and Refining Company, Docket No. G-3106; Humble Oil and Refining Company, Docket No. G-3108; Humble Oil and Refining Company, Docket No. G-3109; Humble Oil and Refining Company, Docket No. G-3110.

Take notice that there have been filed with the Federal Power Commission applications as hereinafter specified, each for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing the sale of natural gas to United Fuel Gas Company (United Fuel).

Docket No.	Applicant	Interim purchaser
G-2721	Cities Production Corp.	United Gas Pipe Line Co.
G-2798	Forest Oil Corp.	do
G-2804	Forest Oil Corp., et al.	Transcontinental Gas Pipe Line Corp.
G-3106	Humble Oil & Refining Co.	United Gas Pipe Line Co.
G-3108	do	Magnolia Petroleum Co.

All Applicants have requested that their applications be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure. The applications are on file with the Commission for public inspection.

The Commission finds:

(1) It is appropriate in the public interest in carrying out the provisions of the Natural Gas Act, and good cause exists, that due notice of the applications herein, including publication in the FEDERAL REGISTER, be given as hereinafter ordered.

(2) It is reasonable and appropriate in the public interest in carrying out the provisions of the Natural Gas Act, and good cause exists, to consolidate the proceedings in the above designated Dockets for purpose of hearing, and to hold a public hearing in the above-entitled proceedings as hereinafter ordered.

The Commission orders:

(A) Due notice of these applications be given, including publication in the FEDERAL REGISTER, of this notice of applications and order.

(B) The aforesaid proceedings in the above designated Dockets and the same hereby are consolidated for purposes of hearing.

(C) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 26, 1954, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by the applications: *Provided, however, That the Commission may, after a noncontested hearing, forthwith dispose of the proceedings pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.*

(D) Protests or petitions to intervene may be filed with the Commission in accordance with its rules of practice and procedure, §§ 1.8 and 1.10 (18 CFR 1.8 and 1.10), on or before October 25, 1954.

(E) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37 (f)).

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8072; Filed, Oct. 13, 1954;
8:50 a. m.]

[Docket Nos. G-2726, G-2727]

B. G. BYARS AND B. G. BYARS DRILLING CO.
NOTICE OF APPLICATIONS AND ORDER FIXING
DATE OF HEARING

Take notice that B. G. Byars (Byars), with a principal place of business at Tyler, Texas, and B. G. Byars Drilling Company, with its principal place of business at Tyler, Texas (Drilling Company), filed on September 10, 1954, their respective applications for certificates of public convenience and necessity, pursuant to section 7 of the Natural Gas Act,

authorizing the sales of natural gas subject to the jurisdiction of the Commission, all as more fully represented in their respective applications.

The application filed by Byars recites that natural gas produced in Winnsboro Field, Wood County, Texas, is sold to Lone Star Gas Company.

The application filed by Drilling Company recites that natural gas produced by it in the Manziel Field, Wood County, Texas, is sold to Lone Star Gas Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 25th day of October 1954. The applications are on file with the Commission for public inspection.

The Commission finds: It is appropriate and in the public interest to publish notice of the application and order fixing date of hearing simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, hearings be held on October 29, 1954, at 9:45 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by such applications: *Provided, however, That the Commission may, after noncontested hearings, dispose of the applications and matters presented therein under the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.*

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8077; Filed, Oct. 13, 1954;
8:52 a. m.]

[Docket No. G-2748]

TEXAS GAS EXPLORATION CORP.

NOTICE OF APPLICATION AND ORDER FIXING
DATE OF HEARING

Texas Gas Exploration (Applicant), a Louisiana corporation having its principal place of business in Houston, Texas, filed, on September 13, 1954, an application for a certificate of public convenience and necessity authorizing the sale of natural gas to Texas Gas Transmission Corporation from the Sligo Field, Bossier Parish, Louisiana. All sales are made at the well-head.

The application was filed pursuant to section 7 (c) of the Natural Gas Act and in accordance with § 157.23 (18 CFR 157.23) of the Commission's rules of practice and procedure. Applicant requests that its application be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure.

The Commission finds:

(1) It is appropriate and in the public interest in carrying out the provisions of the Natural Gas Act, and good cause exists, that due notice of the application, including publication in the FEDERAL REGISTER, be given as hereinafter provided.

(2) It is appropriate and in the public interest in carrying out the provisions of the Natural Gas Act, and good cause exists, that the application should be set down for public hearing as hereinafter provided and ordered.

The Commission orders:

(A) Due notice of this application be given, including publication in the FEDERAL REGISTER, of this notice of application and order.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 29, 1954, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by the application: *Provided, however, That the Commission may, after a noncontested hearing, forthwith dispose of the proceedings pursuant to § 1.32 (b) of the Commission's rules of practice and procedure.*

(C) Protests or petitions to intervene may be filed with the Commission in accordance with its rules of practice and procedure, §§ 1.8 or 1.10 (18 CFR 1.8 or 1.10) on or before October 25, 1954.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.37 (f)).

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL] J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8078; Filed, Oct. 13, 1954;
8:52 a. m.]

[Docket No. G-2772]

ARNOLD O. MORGAN

NOTICE OF APPLICATION

OCTOBER 8, 1954.

Take notice that Arnold O. Morgan (Applicant), an individual whose address is 406 South Chaparral Street, Corpus Christi, Texas, filed an application on September 15, 1954, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas, subject to the jurisdiction of the Commission, all as more fully described in said application.

Applicant proposes to sell and deliver natural gas, produced from the South Robstown Field, Nueces County, Texas, and processed in the Plomo Plant, to Tennessee Gas Transmission Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 28th day of October 1954. The application is on file with the Commission for public inspection.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8086; Filed, Oct. 13, 1954;
8:40 a. m.]

[Docket No. G-2773]

JUSTISS-MEARS OIL CO. ET AL.

NOTICE OF APPLICATION

OCTOBER 8, 1954.

Take notice that Justiss-Mears Oil Company, a Louisiana corporation with its principal place of business at Jena, Louisiana, The Crossett Company, an Arkansas Corporation with its principal place of business at Crossett, Arkansas, and S. J. Wilson, an individual, of Montrose, Arkansas (Applicants) filed an application on September 15, 1954, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicants to sell natural gas, subject to the jurisdiction of the Commission, all as more fully described in said application.

Applicants propose to sell and deliver natural gas, produced in the Beekman Field, Morehouse Parish, Louisiana, to Texas Gas Transmission Corporation.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 28th day of October 1954. The application is on file with the Commission for public inspection.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8067; Filed, Oct. 13, 1954;
8:49 a. m.]

[Docket No. G-2783]

O. K. WILFONG GAS CO. AND GEORGE W. MILLER ET AL.

NOTICE OF APPLICATION AND ORDER FIXING DATE OF HEARING

O. K. Wilfong Gas Company, George W. Miller, et al. (Applicant), a West Virginia organization, with its principal place of business at Glenville, West Virginia, filed an application on September 15, 1954, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas subject to the jurisdiction of the Commission, all as more fully described in its application.

Applicant states that it produces natural gas in the Bear Run Field, Glenville District of Gilmer County, West Virginia, and proposes to sell natural gas in interstate commerce to Equitable Gas Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 26th day of October 1954. The application is on file with the Commission for public inspection.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations.

The Commission finds: It is proper and consistent with the public interest that notice of the application and order fixing date of hearing be published simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 29, 1954, at 9:30 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8079; Filed, Oct. 13, 1954;
8:52 a. m.]

[Docket No. G-2797]

W. A. DELANEY, JR.

NOTICE OF APPLICATION AND ORDER FIXING DATE OF HEARING

Take notice that W. A. Delaney, Jr. (Applicant), with a principal office in Ada, Oklahoma, filed on September 16, 1954, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing Applicant to sell natural gas subject to the jurisdiction of the Commission, all as more fully represented in its application.

The application recites that Applicant produces natural gas in Katie Field, Garvin County, Oklahoma, and sells in interstate commerce to Lone Star Gas Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 25th day of October 1954. The application is on file with the Commission for public inspection.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations.

The Commission finds: It is proper and consistent with the public interest that

notice of the application and order fixing date of hearing be published simultaneously.

The Commission orders: Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 29, 1954, at 9:50 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however,* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (2) of the Commission's rules of practice and procedure.

Adopted: October 5, 1954.

Issued: October 7, 1954.

By the Commission.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8080; Filed, Oct. 13, 1954;
8:52 a. m.]

[Docket No. G-2941]

MICHIGAN GAS STORAGE CO.

NOTICE OF APPLICATION

OCTOBER 7, 1954.

Take notice that Michigan Gas Storage Company (Applicant), a Michigan corporation, with its principal place of business in Jackson, Michigan, filed, on September 21, 1954, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of the following natural gas facilities:

(1) Approximately 2,600 feet of 2-inch pipeline extending from the Riverside Gas Storage Field to the City of McBain.

(2) Metering and regulating facilities at McBain, Michigan.

(3) Metering and regulating facilities in the Winterfield Gas Storage Field.

The above facilities are proposed to be used to sell and deliver an estimated 50,000 Mcf of natural gas annually to Consumers Power Company for resale to the Village of Marion and the City of McBain, Michigan.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 27th day of October 1954.

Applicant requests that this matter be considered under the shortened hearing procedure provided for in § 1.32 of the rules of practice and procedure.

This application is on file with the Commission for public inspection.

[SEAL]

J. H. GUTRIE,
Acting Secretary.

[F. R. Doc. 54-8068; Filed, Oct. 13, 1954;
8:50 a. m.]

[Docket No. G-3123]

NATURAL GAS PIPELINE CO. OF AMERICA

NOTICE OF POSTPONEMENT OF HEARING

OCTOBER 6, 1954.

Upon consideration of the telegraphic request of Natural Gas Pipeline Company for postponement of hearing now scheduled to commence on October 18, 1954, in the above-designated matter;

Notice is hereby given that the hearing in this matter is postponed to 10:00 a. m., November 3, 1954, in the Commission's Hearing Room, 441 G Street NW., Washington, D. C.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.[F. R. Doc. 54-8069; Filed, Oct. 13, 1954;
8:50 a. m.]

[Project No. 2161]

RHINELANDER PAPER CO.

NOTICE OF LAND WITHDRAWAL; WISCONSIN

OCTOBER 8, 1954.

Conformable to the provisions of section 24 of the act of June 10, 1920, as amended, notice is hereby given that the lands hereinafter described, insofar as title thereto remains in the United States, are included in Power Project No. 2161 for which application for license was filed July 14, 1954, by the Rhinelander Paper Company of Rhinelander, Wisconsin. Under said Section 24 these lands are, from said date of filing, reserved from all forms of disposal under the laws of the United States until otherwise directed by the Commission or by Congress.

FOURTH PRINCIPAL MERIDIAN

T. 37 N., R. 8 E.,
Sec. 8, lot 2;
Sec. 23, lot 6.

The above areas aggregate 28.50 acres none of which have heretofore been reserved for power purposes.

Copies of the project map (FPC 2161-1 to 4 incl.) have been transmitted to the Bureau of Land Management and the Geological Survey.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.[F. R. Doc. 54-8070; Filed, Oct. 13, 1954;
8:50 a. m.]INTERSTATE COMMERCE
COMMISSION

[4th Sec. Application 29786]

GASOLINE FROM MANDAN, N. DAK., TO
MINNESOTA

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: The Northern Pacific Railway Company.

Commodities involved: Gasoline, distillate fuel oil, naphtha, and refined oil, in tank cars, straight or mixed carloads.

From: Mandan, N. Dak.

To: Bemidji, Hackensack, Morris, Sauk Centre, and Walker, Minn.

Grounds for relief: Competition with rail and motor carriers.

Schedules filed containing proposed rates: Northern Pacific Railway tariff I. C. C. No. 9602, supp. No. 91.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.[F. R. Doc. 54-8084; Filed, Oct. 13, 1954;
8:53 a. m.]

[4th Sec. Application 29787]

LIQUEFIED PETROLEUM GAS FROM MANDAN,
N. DAK., TO MINNESOTA AND WISCONSIN

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: The Northern Pacific Railway Company, for itself and on behalf of other carriers, and by the Great Northern Railway Company.

Commodities involved: Liquefied petroleum gas, tank-car loads.

From: Mandan, N. Dak.

To: Minneapolis, Minnesota Transfer, St. Paul, Duluth, Minn., Superior, Wis., and adjacent stations.

Grounds for relief: Market competition.

Schedules filed containing proposed rates: Northern Pacific Railway Tariff I. C. C. No. 9602, supp. 91; Great Northern Railway Tariff I. C. C. No. A-8163, supp. 89.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

tion of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.[F. R. Doc. 54-8085; Filed, Oct. 13, 1954;
8:53 a. m.]

[4th Sec. Application 29788]

PETROLEUM OIL FROM MANDAN, N. DAK.,
TO MINNESOTA AND WISCONSIN

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: The Northern Pacific Railway Company, for itself and on behalf of other carriers, and by the Great Northern Railway Company.

Commodities involved: Petroleum residual fuel oil and distillate fuel oil, tank-car loads.

From: Mandan, N. Dak.

To: Minneapolis, Minnesota Transfer, St. Paul, Duluth, Minn., Superior, Wis., and adjacent stations.

Grounds for relief: Market competition.

Schedules filed containing proposed rates: Northern Pacific Railway tariff I. C. C. No. 9602, supp. 91. Great Northern Railway tariff I. C. C. No. A-8163, supp. 89.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.[F. R. Doc. 54-8086; Filed, Oct. 13, 1954;
8:53 a. m.]

[4th Sec. Application 29789]

PETROLEUM AND PETROLEUM PRODUCTS
FROM POINTS IN SOUTHWESTERN AND
KANSAS-MISSOURI TERRITORIES TO
WHITE PINE, MICH.

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to the tariff listed below.

Commodities involved: Petroleum and petroleum products, carloads.

From: Points in southwestern and Kansas-Missouri territories.

To: White Pine, Mich.

Grounds for relief: Competition with rail carriers, circuitous routes, and to maintain grouping.

Schedules filed containing proposed rates: Agent Kratzmeir's tariff I. C. C. No. 3825, supp. 218.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-8087; Filed, Oct. 13, 1954;
8:53 a. m.]

[4th Sec. Application 29790]

CEMENT BETWEEN POINTS IN OFFICIAL TERRITORY

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: C. W. Boin, Agent, for carriers parties to his tariff I. C. C. No. A-948.

Commodities involved: Cement, common, hydraulic, natural, or Portland, and masonry cement, mortar cement, or dry building mortar, carloads.

From: Points in official territory.

To: Points in Virginia, Maryland, West Virginia, Kentucky, and North Carolina, and Cincinnati, Ohio.

Grounds for relief: Rail competition, circuitry, and to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: Agent Boin's tariff I. C. C. No. A-960, supp. No. 10, and tariffs of individual line carriers listed in the application.

Any interested person desiring the Commission to hold a hearing upon such

application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-8088; Filed, Oct. 13, 1954;
8:54 a. m.]

[4th Sec. Application 29791]

OYSTER SHELL LIME FROM NORFOLK, PINNERS POINT, AND PORTSMOUTH, VA. TO WILLIAMSTON, N. C.

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for the Atlantic Coast Line Railroad Company.

Commodities involved: Lime, oyster shell, burnt or ground, agricultural, carloads.

From: Norfolk, Pinners Point, and Portsmouth, Va.

To: Williamston, N. C.

Grounds for relief: Competition with rail carriers, and to maintain grouping.

Schedules filed containing proposed rates: Agent C. A. Spaninger's tariff I. C. C. 1221, supp. 69.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-8089; Filed, Oct. 13, 1954;
8:54 a. m.]

[4th Sec. Application 29792]

COFFEE FROM JACKSONVILLE, FLA., AND NEW ORLEANS, LA., TO CHICAGO, ILL.

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to the tariff listed below.

Commodities involved: Coffee, roasted, carloads.

From: Jacksonville, Fla., and New Orleans, La.

To: Chicago, Ill.

Grounds for relief: Competition with rail carriers, circuitous routes, and restoration of port relations.

Schedules filed containing proposed rates: Agent W. P. Emerson, Jr.'s, tariff I. C. C. No. 416, supp. 64.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-8090; Filed, Oct. 13, 1954;
8:54 a. m.]

[4th Sec. Application 29793]

CAUSTIC SODA FROM MEMPHIS, TENN., TO BOGALUSA, LA.

APPLICATION FOR RELIEF

OCTOBER 11, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to the tariff listed below.

Commodities involved: Soda, caustic (liquid), tank-car loads.

From: Memphis, Tenn.

To: Bogalusa, La.

Grounds for relief: Competition with rail carriers, and circuitous routes.

Schedules filed containing proposed rates: Agent C. A. Spaninger's tariff I. C. C. No. 1062, supp. 174.

NOTICES

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they in-

tend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day pe-

riod, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-8091; Filed, Oct. 13, 1954;
8:54 a. m.]